

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

10.

OA 4997/2024

Ex Sub Haripal Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Ms. Sunanda Shukla, proxy for
Mr. Jagdish Chander, Advocate
Maj Satvik Grover, OIC, Legal Cell

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE MS RASIKA CHAUBE, MEMBER (A)

ORDER
03.01.2025

OA 4997/2024

The applicant vide the present OA makes the following prayers:-

- (a) To direct the Respondents to restore the commuted portion of the pension (Amount of Rs. 6552/-, to be restored) w.e.f 01.11.2024.
- (b) To direct the Respondents to pay the arrears that had occurred due to non-restoration of commutation of pension.
- (c) To direct the respondent to pay 12% interest on the arrears accrued to the Applicant.
- (d) To pass any other appropriate order or relief which this Hon'ble Tribunal deems fit and proper anytime during the proceedings of this case.

2. Along with the same is a prayer seeking grant of interim relief to the effect:-

"To direct the Respondents to halt the recovery of the commuted amount of pension from the Applicant's pension. The recovery of the commuted pension was supposed to be halted in June 2024 on the completion of 11 years and 6 months. The Applicant

prays for an interim relief to stop the recovery from the Applicant's pension as the same is causing huge financial losses to the Applicant and the balance of convenience is in his favor."

3. At this stage, learned counsel for the applicant however seeks to withdraw the present OA seeking liberty to seek redressal if available in accordance with law in view of judgment dated 27.11.2024 in CWP 9426/2023 of the Hon'ble High Court of Punjab & Haryana. In view of the said submissions made on behalf of the applicant, the OA 4997/2024 is dismissed as withdrawn with liberty granted as prayed.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(RASIKA CHAUBE)
MEMBER (A)