

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

86.

OA 1051/2019 with MA 453/2023

Hav/Clk (SD) Prasanta Kumar Das ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. SS Pandey, Advocate  
For Respondents : Mr. Y P Singh, Advocate  
Maj Satvik Grover, OIC, Legal Cell

CORAM

**HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)  
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)**

**ORDER  
05.05.2025**

On behalf of the respondents has been submitted copy of document letter no. G. Tech/130/Court Case/14682809 dated 15.07.2021 which states therein that the basic pay of the PBORs mentioned in Annexure-A which is found to be overleaf in the said document has been adjusted at the rate of Rs. 6,460/- w.e.f. 01.01.2006 in accordance with the GOI, MOD, DMA Office Memorandum 1(11)/2018/D/ (Pay/Service) Ministry of Defence dated 25.03.2021 and that the arrears will be paid along with a pay of July, 2021. The applicant is listed at Sr. 3 of the Annexure-A which is overleaf this document.

2. In view thereof, counsel for the applicant submits that the present OA be disposed of with liberty being granted in the event of there being any further relief sought by the applicant.

3. In view of the said submissions and the document dated 15.07.2021 filed by the respondents and taking into account also the Counter affidavit filed by the respondents on 16.10.2019 with averments in Para-4 thereof which reads to the effect:-

*“4. As per comments of PAO (OR) EME, basic pay of the applicant was fixed @ Rs 6250/- as per provisions of 6th CPC SAI 1/S/2008 by the virtue of switching over from 5th CPC to 6th CPC. As per the provisions of 6th CPC, those individuals are enrolled on or after 01 Jan 2006 are entitled for direct entry pay which is @ Rs 6,460/-. In the instant case, since the applicant was enrolled in the Army on 02 Sep 2005 (i.e. prior to 01 Jan 2006), initially his pay was fixed in 5th CPC @ Rs 3,250/-. Further, on implementation of 6th CPC wef 01 Jan 2006, his pay was fixed @ Rs 6250/- as per provisions contained in SAI 1/S/2008.”,-*

the OA 1051/2019 stands disposed of with liberty granted to the applicant to seek redressal, if any, if still aggrieved. In the event of any prayer being made by the applicant any further, the same however, would be dealt in accordance with law.

**(JUSTICE ANU MALHOTRA)  
MEMBER (J)**

**(REAR ADMIRAL DHIREN VIG)  
MEMBER (A)**