

ARMED FORCES TRIBUNAL, REGIONAL BENCH, CHENNAI

O.A.No.68 of 2013

Tuesday, the 23rd day of July 2013

THE HONOURABLE JUSTICE V.PERIYA KARUPPIAH
(MEMBER-JUDICIAL)

AND

THE HONOURABLE LT GEN (RETD) ANAND MOHAN VERMA
(MEMBER-ADMINISTRATIVE)

Ex Sep/Reservist (No 2531335)
SV Dorairaj (Age 86 years)
No 7/4, Near Pillayar Koil Street
Thiruvanmiyur, Chennai-600041.

... Applicant

By Legal Practitioner:
Mr. S.P. Ilangovan.

vs.

1. The Chief of the Army Staff
Army HQ, Sena Bhavan
New Delhi-110011.
2. Oi/c Records, MRC, Wellington
Nilgiris, Tamil Nadu
C/o 56 APO.
3. The Principal CDA (Pensions)
Draupathighat, Allahabad
U.P. 211014.

... Respondents

By None

ORDER

(Order of the Tribunal made by
Hon'ble Justice V.Periya Karuppiah, Member-Judicial)

1. Heard Mr. M.K. Sikdar, Learned Counsel representing Mr. SP Ilangovan, Learned Counsel for the applicant, on being mentioned.

2. A Memo was filed on 19.7.2013 by the Learned Counsel for the applicant stating that he was appointed as Legal Aid Counsel by Tamil Nadu State Legal Services Authority (TNSLSA) to assist the applicant to get relief before this Tribunal. However, the application filed by him was withdrawn with liberty to file fresh O.A. for the refund of the reservist gratuity. In the said circumstances, he has prayed that legal fees may be fixed by this Tribunal towards the payment of fees to be made by TNSLSA. Of course, the application was prepared and filed by the Learned Counsel and it was withdrawn before it is admitted by this Tribunal and an Order is passed without referring to his legal fees. The applicant's Counsel is certainly entitled to a legal fees payable by the TNSLSA. Therefore, it has become necessary for us to amend the Order by editing the following passage by way of amendment at the end of the Order :-

"The Learned Counsel for the applicant is entitled to an appropriate legal fees to be fixed by High Court Legal Services Committee, Chennai, and be paid within a period of one month."

Sd/-
LT GEN (Retd) ANAND MOHAN VERMA
(MEMBER-ADMINISTRATIVE)

Sd/-
JUSTICE V. PERIYA KARUPPIAH
(MEMBER-JUDICIAL)

23.07.2013
(True Copy)

Member (J) – Index : Yes / No
Member (A) – Index : Yes / No

Internet : Yes / No
Internet : Yes / No

To:

1. The Chief of the Army Staff
Army HQ, Sena Bhavan
New Delhi-110011.
2. Oi/c Records, MRC, Wellington
Nilgiris, Tamil Nadu
C/o 56 APO.
3. The Principal CDA (Pensions)
Draupathighat, Allahabad
U.P. 211014.
4. Mr. SP Ilangovan,
Counsel for applicant.
5. High Court Legal Services Committee,
High Court Campus,
Chennai-104.
6. OIC, Legal Cell (Army),
ATNK & K Area HQ,
Chennai-9.
7. Library, AFT, Chennai.

HON'BLE JUSTICE V. PERIYA KARUPPIAH
MEMBER (J)
AND
HON'BLE LT GEN (RETD) ANAND MOHAN VERMA
MEMBER (A)

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