

ARMED FORCES TRIBUNAL, REGIONAL BENCH, KOLKATA
ORDER SHEET

O.A. No. 123 of 2018

Coram : Hon'ble Dr. (Mrs.) Justice Indira Shah, Member (Judicial)

Hon'ble Lt Gen Gautam Moorthy, Member (A)

APPLICANT (S)

EX-CPO/WTR AJAYA KUMAR NAYAK

RESPONDENT (S)

UNION OF INDIA & ORS.

Legal Practitioner of applicant

Legal Practitioner for Respondent (s)

MR. ANIRUDDHA DATTA

MRS HEMA MUKHERJEE

<u>ORDERS OF THE TRIBUNAL</u>	
<u>Order Serial Number :</u> 04	<u>Dated :</u> 03-12-2018
<p>1) Heard Mr. Aniruddha Datta, learned Counsel for the applicant and Mrs. Hema Mukherjee, learned Counsel, for the respondents. Lt Cdr. Vikash Chahar OIC, Legal Cell is also present.</p> <p>2) This case appears to be a simple case of broad banding. From the Corrigendum Pension Payment Order No. 09/97/B/D/0231/2011 annexed at page 17 to the O.A. it is observed that the applicant is getting Disability Pension @ 40% from 01.08.2011 for life.</p> <p>3) In view of the letter/policy in the matter, element of disability pension is to be rounded off from 40% to 50%.</p> <p>4) The Pension Disbursing Authority is hereby directed to carry out the necessary amendment and ensure payment of the arrears within a period of two months from the receipt of this order failing which a</p>	

simple interest @ 8% shall be paid to the applicant.

6) The instant applicant being O.A.123 of 2018 is, accordingly disposed of. There will, however, be no order as to costs.

(Lt Gen Gautam Moorthy)
Member(Administrative)

(Justice Indira Shah)
Member (Judicial)

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