



**CENTRAL ADMINISTRATIVE TRIBUNAL
CHANDIGARH BENCH**

Hearing by Video Conferencing

O.A. No.060/706/2021

Chandigarh, this the 12th day of July, 2021

HON'BLE SH. SURESH KUMAR MONGA, MEMBER (J)

(On video conference from Central Administrative Tribunal,
Chandigarh Bench, Chandigarh)

HON'BLE SH. RAKESH KUMAR GUPTA, MEMBER (A)

(On video conference from Central Administrative Tribunal,
Bangalore Bench, Bangalore)

Anil Kumar Sharma S/o Shri Ram Chander Sharma, aged 60 years, Ex-Manager (Group 'B') (Non-Gazetted) of Military Farm, Lucknow-226002 (UP), resident of H. No. 725, Sector-10, Urban Estate, Ambala City-134001 (Haryana).

...Applicant

(BY ADVOCATE: Dr. Nandoo Yadav)

VERSUS

1. Union of India through the Secretary, Government of India, Ministry of Defence, South Block, New Delhi-110001.
2. Deputy Director General Military Farms, Quartermaster General's Branch, Integrated HQrs of MoD (Army), West Block No. III, R.K. Puram, New Delhi-110 066.
3. Director Military Farms, HQ Central Command (Farms Branch), Lucknow-226002 (UP).
4. Officer Incharge, Military Farm, Lucknow-226002 (UP).
5. Controller of Defence Accounts (Funds), Meerut Cantt. (UP)-250001.

...Respondents



O R D E R(Oral)

Per: SURESH KUMAR MONGA, MEMBER (J):

1. The present Original Application has been filed by the applicant under Section 19 of the Administrative Tribunals Act, 1985 making therein the following prayer:-

"(i) Issue directions to the respondents to consider the case of the applicant for payment of interest on delayed payment of GP Fund for 08 months from Sep 2019 to Apr 2020 in terms of Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners' Welfare, New Delhi Office Memorandum No. 3/3/2016-P&PW (F) dated 16th January, 2017 (Annexure A-3), Para 3 of which inter alia provides that "As per Rule 11(4) of GPF Rules, in case the GPF balance is not paid on retirement, interest on GPF balance is required to be paid for the period beyond the date of retirement also. While interest for the first six months beyond retirement can be allowed by the PAO in the normal course, approval of Head of Accounts Office is required for payment of interest beyond six months and that of Controller of Account/Financial Advisor beyond a period of one year"

2. At the very outset, learned counsel for the applicant submitted that before filing the present Original Application, the applicant submitted a representation dated 20.07.2020 (Annexure A-2) on which no decision has been taken by the respondents uptil now.

3. Learned counsel further submitted that the applicant will be satisfied if a direction is issued to the respondents to decide his pending representation within a time frame.



4. Keeping in view the aforesaid limited prayer made by learned counsel for the applicant, we deem it appropriate to dispose of the present Original Application, at the admission stage itself, without entering into the merits of the case.

5. Accordingly, the Original Application is disposed of with a direction to Controller of Defence Accounts (Funds), Meerut Cantt. UP (Respondent No. 5 herein) to decide the applicant's pending representation dated 20.07.2020 (Annexure A-2) and pass a reasoned and speaking order in accordance with law. Before taking such a decision, the applicant shall also be afforded an opportunity of hearing. The whole exercise shall be undertaken within a period of two months from the date of receipt of a certified copy of this order.

6. Ordered accordingly. However, there shall be no orders so as to costs.

(RAKESH KUMAR GUPTA)
MEMBER (A)

(SURESH KUMAR MONGA)
Member (J)

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