

**CENTRAL ADMINISTRATIVE TRIBUNAL
61/35, COPERNICUS MARG, NEW DELHI-110001**

Order Sheet

Item no.: 18
M.A./2952/2023 (DELHI)
[MODIFICATION OF ORDER]
In
O.A./3388/2019
RETIRAL BENEFITS
Court No.: 5

No of Adjournment:

Order Dated: 24/08/2023

**KARAN
Vs
ALL INDIA RADIO**

For Applicant(s) Advocate : Ms. Neelima Rathore

For Respondent(s) Advocate : Mr. S.M. ARif

Order of The Tribunal

MA No. 2952/2023

Learned counsel for applicant submits that present MA has been filed seeking modification of the order dated 30.05.2023 passed by this Tribunal in OA No. 3388/2019. She submits that in para 21 of the said order dated 30.05.2023 the name mentioned 'Geeta' should be modified as 'Rita' the mother of the applicant. Brief facts of the case have already been recorded in the said order dated 30.05.2023. She submits that Ms. Geeta is the Ex wife of the deceased employee Late Mr. Mahesh Kumar. Their marriage got legally dissolved in the year 2011. Ms. Rita started living with the deceased employee Late Mr. Mahesh Kumar and the present applicant is the son of Late Mr. Mahesh Kumar. She further

submits that Late Mr. Mahesh Kumar had already nominated the present applicant in his pension papers as the person who would receive the retiral benefits. She gave a copy of letter dated 20.02.2023 which shows that name of the nominee as Karan the present applicant, in the relevant papers. In view of this, she submits that this sentence in para 21 of aforesaid order should be modified in the following manner:-

“Secondly he shall also furnish no objection certificate from Ms. Rita, mother of the present applicant”. Similarly she stated that in the said paragraph there is another reference to ‘Ms. Geeta’ which should be read as ‘Ms. Rita’.

Issue notice. Mr. S.M. Arif, learned counsel, who appears for the respondents on advance service, accepts notice. He vehemently opposed any modification in the aforesaid order and stated that the order was rightly passed and Ms. Geeta is the only wedded wife of the deceased employee Late Mr. Mahesh Kumar. He seeks and is allowed two weeks' time to file reply.

List on 03.10.2023.

Chhabilendra Roul
Member (A)

/daya/