

ARMED FORCES TRIBUNAL, REGIONAL BENCH,  
LUCKNOW

**T.A. No. 63 of 2011**

**Monday, this the 25<sup>th</sup> August, 2015**

**“Hon’ble Mr. Justice D.P. Singh, Judicial Member  
Hon’ble Air Marshal Anil Chopra, Administrative Member”**

**Duryodhan Singh, S/O shri Mohan Singh (Retd from DSC)  
Resident of Village – Lochra, Post office – Bhanpura,  
Tehsil Lahar, District – Bhind (M.P.)**

.....Petitioner

Versus

1. Union of India through Secretary, Ministry of Defence, Government of India, New Delhi.
2. Dy Director DSC, General Staff Branch, IHQ, MOD, Army West Block- Third, R.K. Puram, New Delhi- 110066
3. Commandant 2<sup>nd</sup> ASD 2 Amn Sub Depot, 18 FAD, C/O 56 APO

....Respondents

**Ld. Counsel appeared -  
for the Applicant**

**Shri R. Chandra,  
Advocate**

**Ld. Counsel appeared -  
for the Respondents**

**Shri Mukund Tewari,  
Central Govt. Counsel  
Assisted by Lt Col Subodh  
Verma, Departmental  
Representative for the  
Respondents**

**ORDER****(Passed in Court)**

1 The Writ Petition (S) No. 268 of 2011 has been received by this Tribunal by way transfer from High Court of Madhya Pradesh, Gwalior Bench on 06.05.2011 and renumbered as Transferred Application No. 63 of 2011.

2. The applicant through this petition prayed that he had served in Defence Security Corps (DSC) for about 8 years from 27.06.2000 to 05.03.2008 but the death cum retirement gratuity and other dues have not been paid to him.

3. It is not disputed that the applicant has worked in Defence Security Corps (DSC) from 27.06.2000 to 05.03.2008. It is also not disputed by the respondents that petitioner is entitled for benefits in accordance to rules. Departmental Representative for the Respondents submitted that Government has sanctioned for grant of dues and has been paid to applicant. Affidavit has also been filed by Ld. Counsel for the Respondents that the applicant has been given his dues. Departmental Representative for the Respondents has confirmed that the gratuity for the aforesaid period has been paid on 03 April 2015 and the same has been acknowledged by the applicant. Nothing is due for the period in question.

4. Keeping in view the affidavit filed by the Respondents and the statement made at bar that entire payment has been made in accordance with the rule, the Transfer Application loses its efficacy. However the Ld. Counsel for the petitioner submits that certain amount due to the petitioner has not been paid which has been refuted by the respondents accordingly.

5. In view of the above, it shall be appropriate that applicant may submit representation with regard to pending grievances, if any, within a month which shall be considered and decided by the competent authority expeditiously say within a period of three months with due communication to the petitioner.

6. Transfer Application is disposed of accordingly.

**(Air Marshal Anil Chopra)**  
**Member (A)**

ukt/-

**(Justice D.P Singh)**  
**Member (J)**