

ARMED FORCES TRIBUNAL, REGIONAL BENCH, CHENNAI

R.A.No. 11 of 2018
in
O.A.No. 03 of 2017

Monday, the 15th day of October, 2018

THE HON'BLE MR.JUSTICE V.S.RAVI, MEMBER (J)
And
THE HON'BLE LT GEN C A KRISHNAN, MEMBER (A)

Col Vanthan Kandy Rajendran (Retd),
aged 68 years - Service No.IC 29103 F
S/o Late VCG Nambiar,
Last served in ATNKK Area (Now Dakshin Bharat Area)
R/o Chintamani Flats, No.30, 4th street,
Chinmaya Nagar Stg II Extn, Chennai-600 092
By Legal practitioner :
Mrs.Tonifia Miranda

.... Applicant /Applicant

-Vs-

1. Union of India rep. by its Secretary,
Ministry of Defence, South Block,
New Delhi-110011
2. The Chief of Army Staff,
Army Headquarters (AHQ)DHQ PO,
New Delhi-110011
3. Adjutant General's Branch
Integrated HQ of Ministry of Defence (Army)
Wing No.3, Ground Floor, West Block-III,
RK Puram, New Delhi 110 066.
4. The Principal Controller of Defence Accounts
PCDA (Pension), Allahabad,
Uttar Pradesh, Pin 211 014
5. The Managing Director
Army Group Insurance Fund,
Adjutant General's Branch
Integrated HQ of Ministry of Defence (Army)
Rao Tula Ram Marg, PO : Vasant Vihar,
PB NO.14New Delhi – 110 057

...Respondents/Respondents

ORDER

1. The applicant in the above case has filed this Review Application to review the Order dated 22nd June, 2018 passed by the Tribunal.

2. We have perused the grounds raised in the Review Application and the Order passed by us, which the applicant had now prayed for review. We do not find any circumstances to post the case before the Tribunal and, therefore, the present order is passed on circulation.

3. After going through the Review Application and perusing the order passed by the Tribunal, which is sought to be reviewed, we find no grounds have been made out to exercise review jurisdiction. No material facts put forth by the applicant in the Review Application were shown to have been either unnoticed or ignored by the Tribunal while passing the order. All material evidence have been drawn from the documents placed before us. The grounds also do not depict any new position of law which affects the decision reached by us in the said order. The grounds have been framed as

if it is an appeal preferred before an Appellate Court. These cannot be re-agitated before us in the guise of a review. Review can be permitted only within the narrow sphere provided by law.

4. Since the applicant has not pointed out any error committed by the Tribunal on the face of the record or any mistake of fact or law committed in the present case, we feel that the application for review of the order dated 22nd June, 2018 passed by the Tribunal does not merit consideration and is liable to be dismissed.

5. Accordingly, the Review Application is dismissed.

Sd/.....
LT GEN C.A.KRISHNAN
MEMBER (A)

Sd/-....
JUSTICE V.S.RAVI
MEMBER (J)

15.10.2018
(True copy)

To:

1. Smt Tonifia Miranda, Counsel for the applicant
2. OIC, Legal Cell (Army), HQ Dakshin Bharat Area, Chennai-600009.
3. Library, AFT, Chennai.

**HON'BLE MR.JUSTICE V.S.RAVI
MEMBER (JUDICIAL)
AND
HON'BLE LT GEN C A KRISHNAN
MEMBER (ADMINISTRATIVE)**

**R.A.No. 11 of 2018
in
O.A.No. 03 of 2017**

15.10.2018