

THE ARMED FORCES TRIBUNAL

REGIONAL BENCH, GUWAHATI

MA- 01/2016

UOI and Others

Applicant

By legal practitioners for

Applicant

Brig (Retd) N.Deka

- Versus -

Smti Mamata Sharma

Respondents

By legal practitioner for

Respondents

Ms.Rita Devi

P R E S E N T

**HON'BLE MR.JUSTICE B.P.KATAKEY, MEMBER (J)
HON'BLE AIR MARSHAL D.C.KUMARIA, MEMBER (A)**

02.03.2016

Heard Brig.(Retd) N.Deka, learned counsel appearing for applicants(respondents in the OA No27/2014) assisted by Col Anand. Also heard Mr. A.R.Tahbildar, learned counsel appearing for the opposite party in the MA (applicant in the OA No.27/2014).

The applicants in the MA, who are respondents in OA 27/2014, have filed this present misc. application seeking correction of a typographical mistake that occurred in the Judgment and Order dated 18.9.2015 passed in OA 27/2014, contending *inter alia* that though the applicant in the OA was entitled to Special Family Pension w.e.f. 28.02.2011, after the death of her husband on 27.02.2011, because of inadvertent mistake occurred, such entitlement was

directed to be given to the applicant w.e.f. 26.02.2011 and hence the said typographical mistake occurred relating to the date of entitlement may be corrected.

The learned counsel appearing for the opposite party in the MA (applicant in the aforesaid OA) concedes to the prayer made by the applicants in the MA.

Having regard to the fact that the husband of the opposite party (applicant in the OA) died on 27.02.2011 and hence, the applicant would be entitled to Special Family Pension w.e.f. 28.02.2011, the date of entitlement as recorded in the order dated 18.9.2015 passed in OA 27/2014 stands corrected as 28.02.2011 instead of 26.02.2011. The date 26.02.2011, relating to entitlement of Special Family Pension, wherever appears in the aforesaid order shall be read as 28.02.2011.

The amount payable to opposite party (applicant in the OA) under the aforesaid order dated 18.09.2015 together with interest shall be cleared within a period of 3 months from the date of receipt of this order.

The misc. application is accordingly allowed as indicated above. No costs.

MEMBER (A)

MEMBER (J)

mc

