

Tele: 26171027

Armed Forces Tribunal
Principal Bench
West Block VIII,
RK Puram,
New Delhi 110066

No. 10(84)/2016/AFT/PB/RTI Cell/Admin-1

21st October, 2016

To,

Smt. Bhagirathi Devi
W/o Late Bachi Ram
Vill-Dharamapur,
Post-Chorgalia,
Nainital Uttrakhand - 263139

Subject:- Information under RTI Act, 2005

Sir,

I am directed to refer to your RTI Application No. Nil dated 10th October, 2016 received in the Registry on 17th October, 2016 on the above subject and the parawise reply is as under:-

Para No(s)	Queries	Reply
5(i)	What is procedure for filing case at Armed Forces Tribunal?	A case may be filed as per AFT Act, 2007 and Rules framed there under, particularly Rule 4 of Armed Forces Tribunal Procedure Rules 2008 (copy enclosed).
5(ii)	Is it mandatory for the petitioner to have personal appearance?	A case can be filed either by the applicant in person or by an agent or by a duly authorized legal practitioner. Personal appearance is not mandatory if filed through agent/authorized legal practitioner.
5(iii)	Can a case be filed on the written application and all the relevant documents from the petitioners as the in my case I am old lady unable to travel to Armed Forces Tribunal.	A case may also be sent by registered post or by courier with acknowledgement due addressed to Registrar of the Bench concerned on prescribed format (Form-I) of Appendix-'A', as provided in the AFT Act, 2007/Rules framed there under, particularly Rule 4 of AFT (Procedure) Rules 2008 (photocopy attached).
5(iv)	Is there specific help/relief/guidance given to widow of late soldiers for filing case at Armed Forces Tribunal?	You may contact any Advocate for legal service/advice. However, for free legal services, you may approach Legal Aid Services Authority located at High Court/District Court of concerned area or wherever available.
5(v)	If any standard format please send the same.	A case may be filed as per AFT Act, 2007 and Rules framed there under. Format for filing Original Application (case) in Armed Forces Tribunal is provided in Form - I of Appendix 'A' of AFT (Procedure) Rules 2008 (Photocopy attached).

Yours faithfully,

(J.C. Puri)
CPIO

REGISTERED/URGENT

Smt Bhagirathi Devi
W/o Late Bachi Ram
Vill Dharamapur
Post Chorgalia
Nanital Uttrakhand
263139

Date 10 Oct2016

To,

Central Public Information Officer
Armed Forces Tribunal (Principal Bench)
West Block- VIII, Opp Mohan Singh Market
Sector -I, R.K Puram
New Delhi 110066

SUB SEEKING INFORMATION UNDER RIGHT TO INFORMATION ACT 2005

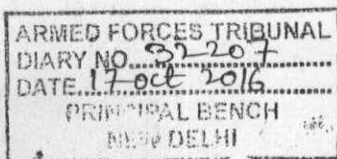
Sir,

My late husband Sep Bachi Ram enrolled in Kumaon Regiment Ex Sep 3428887 date of enrolment 1 March 1945 date of discharge 01 March 1960 and then enrolled in Bihar Military Police after completing his service from both the department he was retired from service and granted pension from Bihar Military Police Pension Payment Order No Bihar /326. As per that time pension laws only one pension was allowed.

2 After the dead of my husband on 29 March 1997 I was granted family pension from Bihar Military Police in my Bank account SB no 16800100000699 A/c Holder Mrs Bhagirathi Devi wife of Late Bachi Ram from Bank of Baroda branch Chorgalia Distt Nanital Uttrakhand.

3 In year 2014 my PDA (Bank of Baroda Branch Chorgalia Distt Nanital Uttrakhand) had stopped payment of family pension to me without giving me valid reason for the same. After my repeated request and applications Bank of Baroda (PDA) letter no ROH:RTI:PIO:29/101 dated 21-03-2016 as per Para 3 of the above letter I was in receipt of Defence Pension but I was entitled for Bihar Military Police Pension Payment Order No Bihar /326. Hence PDA had stopped my family pension and there is recovery of amount paid to me as family pension.

4 Being in my old age and family pension being only source of income to purchase my medicines and food from last two and half years my survival has become difficult. I am not aware about who is responsible for this blunder that I was in receipt of Defense Pension but I was entitled for Bihar Military Police Pension Payment but because of this mistake I innocents' old age widow pensioner is deprived form legal pension from more than two years I am bound to beg for my bread and butter and deprived from medical aid as I don't have money, being in my old age I don't know till what time I will survive without proper food and medicines.



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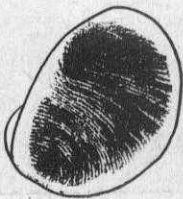
5 Please Provide following information:

- (i) What is procedure for filling case at Armed Forces Tribunal.
- (ii) Is it mandatory for the petitioner to have personal appearance.
- (iii) Can case be filled on basis of written application and all the relevant documents from the petitioners as the in my case I am old lady unable to travel to Armed Forces Tribunal.
- (iv) Is there specific help/ relief/guidance given to widow of late soldiers for filling case at the Armed Forces Tribunal.
- (v) If any standard format please send the same.

6 Information sought in 5th paragraph may please be provided in time bound period of RTI act 2005.

7 Postal Order Rs 10 (Ten Rupees only) bearing no 33F 679861 is attached as processing fees. Attached as per appendix "A".

8 Your personal and kind intervention in the matter is solicited which would be a salutary gesture for the soldier. Your conscientious and favorable action also brings salute to the great soldier.



Yours Faithfully
Smt Bhagirathi Devi

ENCLOSURE (POSTAL ORDER NO33F 679861)