



HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 1945/2025

Date of pronouncement: **09.02.2026**

Date of uploading: **09.02.2026**

1. Union of India, through its Secretary,
Ministry of Defence, South Block,
New Delhi-110011
 2. The Chief of Army Staff, IHQ of
MoD (Army), Sena Bhawan, New
Delhi-110011
 3. The Officer-in-Charge, Records The
Punjab Regt, PIN 908761 C/O 54
APO
 4. Principal Controller of Defence
Accounts (Pensions), Draupadi Ghat,
Allahabad, Uttar Pradesh-211014.
-Appellant(s)/Petitioner(s)

Through: Mr. Rohan Nanda, CGSC

vs

Smt. Krishna Devi,
Wd/o No. 2452898 Late Sep Kamla Dass,
age 65 years,
R/o Village: Badhori, P.O. Rahya, Tehsil:
Bari Brahmana, District: Samba (J&K)

..... Respondent(s)

Through: Mr. S. K. Saini, Advocate vice
Mr. P L Sharma, Advocate.

CORAM: HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE
HON'BLE MR. JUSTICE SANJAY PARIHAR, JUDGE

ORDER (ORAL)

09.02.2026

Sanjeev Kumar 'J'

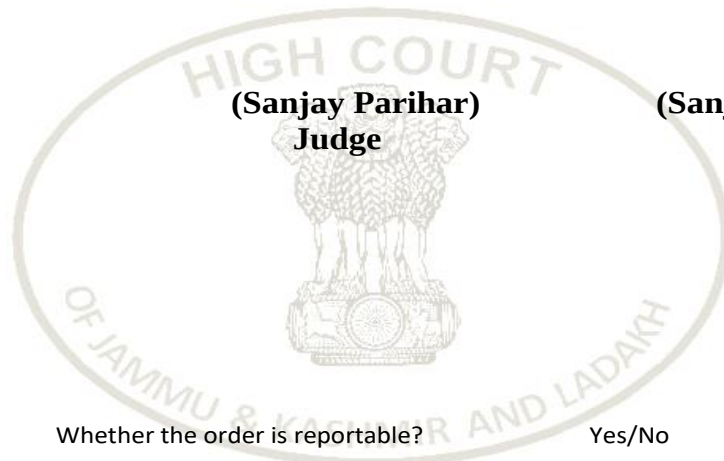
1. The short grievance projected by the petitioners in this petition, filed under Article 226 of the Constitution of India, to throw challenge to order dated 13.11.2019, passed by Armed Forces Tribunal, Srinagar Bench at Jammu [for short "**the Tribunal**"] in OA No. 424 of 2018, is that the Trial Court has failed to appreciate that the respondent had come to the Court after more than four decades and, therefore, the



Tribunal ought to have restricted the arrears only to three years prior to filing of OA before the Tribunal.

2. Learned counsel appearing for the respondent fairly concedes to this position.
3. Having heard rival contentions and the fair stand taken by the learned counsel for the respondent, the order and judgment impugned, passed by the Tribunal, is modified by providing that the respondent would be entitled to the arrears only for a period of three years preceding the filing of OA. Rest of the judgment, however, shall remain intact. The writ petition is **disposed of** accordingly.

Jammu
09.02.2026
Vishal Sharma



(Sanjay Parihar)
Judge

(Sanjeev Kumar)
Judge

Whether the order is reportable?

Yes/No

Whether the order is speaking?

Yes/No