

CHAPTER 04

**PAYMENT IN CASES OF VOID, VOIDABLE, OR
REJECTED ENLISTMENTS OR INDUCTIONS****0401 VOIDABILITY OF CONTRACT**

A fraudulent contract of enlistment or induction is not void but is voidable at the option of the government. When the government becomes aware of the fraud, it may void the contract or waive the objection and allow the contract to stand. (See table 4-1.)

**0402 FRAUDULENT ENLISTMENTS—PAY
AND ALLOWANCES**

Members under investigation or determined to be serving in fraudulent enlistments are due pay and allowances for periods shown in table 4-1.

**0403 DONATIONS AND TRAVEL PAY-
MENTS**

See part four, chapter 35, this manual.

**0404 DISBURSING OFFICER ENTITLED TO
CREDIT**

A disbursing officer is entitled to credit for proper payments to a member who fraudulently enlisted, if payments were made without the knowledge of the fraud and before the government rescinded the contract.

**0405 FAILURE TO DISCOVER PHYSICAL
CONDITION OF ENLISTEE OR INDUCTEE**

Failure to discover that the physical condition of an enlistee or inductee was such as would warrant rejection for military Service does not deprive member of right to pay and allowances or of the status of being entitled to basic pay. (See table 4-1.)