

COURT NO. 1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

63.

RA 30/2023 IN OA 1449/2022

Ex Rect Naresh Kumar

... Applicant

Versus

Union of India &Ors.

... Respondents

For Applicant : Mr. Janak Raj Rana, Advocate

For Respondents : Mr. Niranjana Das, Advocate

CORAM :

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

HON'BLE LT GEN C P MOHANTY, MEMBER (A)

O R D E R

16.08.2023

RA 30/2023

Invoking the jurisdiction of this Tribunal under Rule 18 of the Armed Forces Tribunal (Procedure) Rules, 2008 and praying for review of the order passed by this Tribunal on 5th July, 2023 in OA 1449/2022 applicant has filed this application. Claim for disability pension of the applicant was rejected as it was filed belatedly after more than 15 years and the records were destroyed in accordance with the Statutory rules namely Para 595 of the Defence Service Regulations for the Army 1987(Revised edition). Now the applicant wants reconsideration of the same on the ground that in certain cases, applications have been allowed and reference is made to the judgements of Chandigarh Bench in the case of

Satnam Singh Vs. Union of India and others (OA 79/2022) and
Sarjit singh Vs. Union of India and others (OA 101/2022).

2. We have considered the facts of the case and the law laid down by the Hon'ble Supreme Court in the matter of *Sasi through Legal Representatives Vs. Aravindakashan Nair and others* (2017) 4 SCC 692, and we find that on the grounds canvassed in the application, there is no error apparent on the face of record warranting reconsideration.

3. Thus, RA stands dismissed.

[RAJENDRA MENON]
CHAIRPERSON

[C. P. MOHANTY]
MEMBER (A)

Priya
RA 30/2023