

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

33.

MA 3971/2023 in OA 1692/2019

Capt J K Verma (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Proxy counsel for
Mr. Virender Singh Kadian, Advocate
For Respondents : Ms. Jyotsna Kaushik, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
22.09.2023

The applicant vide the present MA makes the following prayers:-

- (a) *Quash and set aside the impugned letter No. 7(1518)99/D(Pen-A&AC) dated 31.10.2000. And/or.*
- (b) *Direct the respondents to grant disability pension to the applicant wef date it discontinued i.e. 23.02.1998. And/or*
- (c) *Direct respondents to grant service element of disability pension wef date it discontinued i.e. 23.02.1998. And/or*
- (d) *Direct the respondents to grant disability element @50% with the benefits of rounding off/broad banding w.e.f. date it discontinued i.e. 23.02.1998. And/or*
- (e) *Direct the respondents to conduct Re-survey Medical Board to assess present disablement of the applicant. And/or*
- (f) *Direct the respondents to pay the due arrears with interest @12% p.a. with all the consequential benefits. And/or*

2. At this stage, counsel for the applicant under instructions from the arguing counsel seeks to withdraw MA 3971/2023 submitting to the effect that the applicant seeking review of the

order dated 13.07.2023 and OA 1692/2019 would be filed. MA 3971/2023 is thus dismissed as withdrawn with liberty granted as prayed in the event of such review application being filed, the same shall be dealt with in accordance with law.

**(JUSTICE ANU MALHOTRA)
MEMBER (J)**

**(REAR ADMIRAL DHIREN VIG)
MEMBER (A)**

/NMK