

**COURT No.3  
ARMED FORCES TRIBUNAL  
PRINCIPAL BENCH: NEW DELHI**

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OA 1381/2019 with MA 2120/2019

Ex Nk Prem Narain ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. Shakti Chand Jaidwal, Advocate  
For Respondents : Mr. K K Tyagi, Advocate

CORAM

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

**ORDER  
25.05.2023**

Submissions addressed on behalf of the either side.

On behalf of the applicant it has been submitted that the disability of the applicant has a life long duration despite the RMB having considered the disability of the applicant of 'Thromboangiitis Obliterans (Rt) Foot' as being aggravated by military service due to stress and strain of military duties in field areas and assessing the same @ 30% for two years in view of the RMB itself which at in terms of Para 3 in the opinion of the medical board beneath clause 6 thereof bears the stamp of the invaliding out of the applicant in medical category BEE(P)

and it is thus submitted by the applicant that the said disability of the applicant thus is of a permanent nature.

The respondents are directed to place an affidavit of their authorized representative on the record within a period of two weeks to explain relation to the nomenclature of BEE(P) in relation to a medical category in relation to the aspect of the same being whether the said (P) in the same is of a 'permanent nature' or not with a copy being supplied to the applicant before the next date of hearing.

Re-list the matter for final hearing on **15.09.2023**.

Copy of this order be given **DASTI** as prayed on behalf of the respondents.

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

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

AP/YG