

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

17.

MA 3564/2023 in OA 1088/2019

Hav Pooran Mal (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Archana Ramesh, Advocate
For Respondents : Mr. Shyam Narayan, Advocate
Maj A R Subhramaniam, OIC, Legal Cell

CORAM

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

ORDER
31.07.2024

On behalf of the respondents pursuant to direction dated 05.07.2024 on behalf of the respondents has been submitted the document dated 30.07.2024 letter no 2997971/25/CC/LC to indicate to the effect that the post discharge medical board of the applicant has since been conducted on 12.07.2024 and as per Para-3 of Part-VII of post discharge claim medical board dated 12.07.2024 the disability of "*Cervical Spondylitis*" of the applicant has been assessed @ 20% for life.

2. It has however been stated therein that the net assessment qualifying for disability pension/ interim relief would be decided by this Tribunal. The applicant is already in receipt of disability element of pension assessed @ 30% duly rounded off 50% from the date of discharge as indicated from the counter affidavit that was filed on

behalf of the respondents dated 25.01.2021 in OA 1088/2019 for the disability of *PIVD Prolapsed Intervertebral Disc.*”

3. In view thereof, the learned counsel for the applicant seeks time to seek instructions.

4. The matter be re-notified on 09.10.2024.

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

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

Pooja