

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

73.

OA 2069/2018

Ex Sgt Rajeev Kumar Katiyar	Applicant
Versus		
Union of India & Ors.	Respondents

For Applicant	:	Mr. Rajesh Nandal, Advocate with Mr. Saurabh Gupta, Ms. Ayesha Gupta, Ms. Richa Sharma and Mr. Rakesh Kohli, Advocates
For Respondents	:	Mr. Y P Singh, Advocate Sq n Ldr Manish Kumar Shukla, Deptt. Rep.

CORAM

**HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)**

ORDER
25.07.2024

The applicant is assessed to be suffering from Neurogenic Muscular Dystrophy. Medical literature available on record indicates that this ailment can occur only if that has been an injury to the nerve. The respondents have not produced any medical documentation or material evidence indicating how and in what manner the alleged nerve injury occurred. The available documents indicate that the condition is constitutional in nature, which contradicts the established medical literature on the subject. The respondents are hereby directed to produce all medical records and other relevant material pertaining to the medical assessment of the applicant within a period of four weeks' from the date of this order.

2. List again on **29.08.2024**.
3. Let a copy of this order be provided ***DASTI*** to learned counsel for the parties.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

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