

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

4.
OA 748/2018

A.Jessu Rasiah Applicant
Versus	
Union of India & Ors Respondents

For Applicant	: Ms. Sangeeta Tomar, Advocate
For Respondents	: Mr.Avdhesh Kumar Singh, Advocate

CORAM:
HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)
HON'BLE LT. GEN. GAUTAM MOORTHY, MEMBER (A)

O R D E R
18.04.2018

By way of the present OA, applicant seeks disability pension. At the outset, learned counsel for the respondents submits that the applicant had earlier approached the Hon'ble Allahabad High Court and the writ petition was disposed of in this regard.

2. Learned counsel for the applicant states that the writ petition was filed only to seek directions that the appeal dated 28.07.1993 preferred by the applicant be disposed of by the respondents. After it was brought to the notice of Hon'ble High Court that the appeal stands disposed of, the writ petition was dismissed.

3. It is stated that fresh cause of action accrued in favour of the applicant pursuant to the disposal of his appeal vide order dated 7.6.2017 which led to the filing of the present OA.

4. Learned counsel for the respondent further submits that the OA is barred by time. Moreover, this Tribunal has no jurisdiction to entertain the OA as the applicant is neither

resident of Delhi nor the impugned order was received by the applicant at Delhi.

5. Learned counsel for the applicant seeks time to place on record relevant documents to show that the applicant is residing at Delhi.

6. Relist on **07.09.2018**.

(SUNITA GUPTA)
MEMBER (J)

(GAUTAM MOORTHY)
MEMBER (A)

18.04.2018/nk