

COURT NO.2, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

1.

OA 1669/2019

In the matter of

Ex Dfr Mukesh Kumar

....Applicant

Versus

Union of India & Ors.

...Respondents

For Applicant

: Mr. Pradeep Singh Nandal, Proxy
Mr. V.S. Kadian, Advocate

For Respondents

: Mr. Niranjana Das, Advocate

CORAM:

HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)
HON'BLE AIR MARSHAL B.B.P. SINHA, MEMBER(A)

O R D E R
18.08.2020

Counsel for the respondents has handed over copy of the Release Medical Board to us as well as counsel for the applicant. He has also handed over copy of other relevant documents whereby payment has been made to the applicant towards AGIF Fund, AFFP fund balance and service pension and gratuity, according to which the applicant was discharged from service in Low Medical Category. However, counsel for the applicant submits that it was a case of invalidation and therefore applicant is entitled for disability element of pension.

Heard. Admit.

Issue notice to the respondents.

Notice is accepted by Mr. Niranjana Das, Advocate on behalf of the respondents. He seeks time to file counter

affidavit. Same be filed within four weeks with an advance copy to counsel for the applicant.

List on **6th October 2020** before the Principal Registrar for completion of pleadings.

(JUSTICE MS. SUNITA GUPTA)
MEMBER (J)

(AIR MARSHAL B.B.P. SINHA)
MEMBER (A)

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