

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

**23.**

**OA 726/2015**

**Ex Sub Maj (Hony Capt)  
Suresh Chandra Pathak**

**... Applicant**

**Versus**

**Union of India & Ors.**

**... Respondents**

**For Applicant**

**: Mr. V.S. Kadian and Mr. J.P. Sharma,  
Advocate**

**For Respondents**

**: Ms. Barkha Babbar, Advocate**

**CORAM:**

**HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)**

**HON'BLE LT.GEN. SANJIV CHACHRA, MEMBER (A)**

**O R D E R**

**30.08.2018**

Learned counsel for the respondents submits that the Medical Board proceedings has been brought by them. However, it is not ascertained so far as to whether the Court of Inquiry was held or not. Further, it is submitted that since the injury sustained was not attributable to or aggravated to military service, therefore, the applicant is not entitled to the benefit.

More time is sought by the counsel for the respondents to ascertain if any Court of Inquiry was held or not.

Re-list for hearing on **11<sup>th</sup> October, 2018.**

**[JUSTICE SUNITA GUPTA]  
MEMBER (J)**

**[LT.GEN. SANJIV CHACHRA]  
MEMBER (A)**

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