

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

58.

OA 636/2023 with MA 925/2023

JWO Jayanta Mukherjee (Retd) ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. Manoj Kr Gupta, Advocate  
For Respondents : Mr. Prabodh Kumar, Sr. CGSC

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)  
HON'BLE MS. RASIKA CHAUBE, MEMBER (A)

ORDER  
13.01.2025

On behalf of the respondents has been submitted a document dated 01.10.2001 to submit to the effect that the applicant had opted for the medical facilities from the Armed Forces Hospital/MI Rooms at Jamnagar. The attention of the respondents is drawn to Para 8 of the counter affidavit that has been filed in the month of June, 2024 wherein it has been stated to the effect :-

*“ 8. As per Para 3(A)(i) of circular no. 165 of PCDA(P), consequent upon introduction of new Medicare Scheme wef 01.04.2003, all Ex-servicemen who retired on or after 10.04.2003, have to become member of ECHS compulsory and are not draw Fixed Medical Allowance. All pre 01.04.2003 retirees have the option of either joining the scheme after depositing the requisite lump sum amount for the*

*purpose or drawing Fixed Medical Allowance as per extent rates.”*

2. The respondents are thus directed to produce the option exercised by the applicant after 10.04.2003.
3. Counsel for the applicant also seeks time to seek instructions in relation to what option was exercised by the applicant after 10.04.2003.
4. The matter be re-notified for hearing on 14.04.2025.

(JUSTICE ANU MALHOTRA)  
MEMBER (J)

(MS. RASIKA CHAUBE)  
MEMBER (A)

Yogita