

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

16.

OA 476/2015 with MA 2869/2023 & 500/2015

Pradeep Kumar Duhan Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. S C Tomar, Advocate
For Respondents : Mr. Arvind Patel, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
18.08.2023

MA 2869/2023 has been filed on behalf of the applicant seeking to the prayer :-

“(a) Direct respondents that the disease of the applicant Cysticercosis Brain Lt Optd. Focal Seizures ICD-228-C assessed @ 30% for two years is treated as attributable to or aggravated to service, and /or
(b) with interest @ 12% from the date of discharge with all the consequential benefits. Direct respondents that Invalid Medical board recommendation of 30% disability for two years be treated as disability pension @ 50% for life after broad banding as per in accordance with applicable rules.
(c) Direct respondents to pay the dues arrears of disability pension
(d) Any other relief which the Hon'ble Tribunal may deem fit and proper in the fact and circumstances of the case along with cost of the application in favour of the applicant and against the respondents.”

Notice thereof is accepted on behalf of the respondents who seek to respond to the same, which response be filed within a period of two weeks. The clarification in terms of proceedings dated 03.07.2023 be also made by the respondents through an affidavit of their authorized representative before the next date of hearing.

The matter be re-notified for final hearing on **11.09.2023.**

**(JUSTICE ANU MALHOTRA)
MEMBER (J)**

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

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