

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

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OA 2196/2025 with MA 3056/2025

Sub Vivek Kumar Mishra (Retd.)	.....	Applicant
VERSUS		
Union of India and Ors.	.....	Respondents

For Applicant	:	Mr. Kritendra Tiwari, Advocate
For Respondents	:	Mr. Govind Narayan, Advocate
		Capt. Abhishek Kumar, OIC, Legal Cell

CORAM

**HON'BLE MS. JUSTICE NANDITA DUBEY, MEMBER (J)  
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)**

**ORDER  
25.07.2025**

Through the present OA, the applicant is seeking disability pension for the disability of Primary Hypertension. The RMB has assessed the disabilities @ 5% for life.

2. From the record, we find that the initial claim of the applicant was rejected by the respondents vide their letter dated 29.02.2024. Accordingly to the applicant he has submitted a first appeal on 28.08.2024, which was rejected by the respondents on 01.10.2024 with an advice that he may prefer an appeal to the appellate committee with six months from the date of receipt of the letter. However, the applicant did not

prefer any appeal and approached the Tribunal by filing this OA on 29.05.2025.

3. Be that as it may, as the respondents are in receipt of an advance copy of the instant OA, we therefore consider it appropriate that the present OA be treated by the respondents as the second appeal of the applicant which be decided within a period of two months from today, by a speaking and well reasoned order and the result be communicated to the applicant.

4. Needless to emphasize that if the applicant still feels aggrieved with the decision of the respondents, he may seek redressal of his grievances as per the remedies as are available to him in accordance with law.

5. With aforesaid liberty, this OA stands disposed of.

**(JUSTICE NANDITA DUBEY)**  
**MEMBER (J)**

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