

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

2

OA 2202/2025

Sgt Brajesh Kumar (Retd)	Applicant
VERSUS		
Union of India and Ors.	Respondents

For Applicant	:	Mr. Kritendra Tiwari, Advocate
For Respondents	:	Ms. Jyotsna Kaushik, Advocate
		Mr. Pankaj Kr. Yadav, DAV, 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 disabilities of (i) Primary Hypertension and (ii) Dyslipidemia. The RMB has assessed the disabilities @ 33.5% for life.

2. From the record, we find that the initial claim of the applicant was rejected by the respondents vide their letter dated 28.06.2024. According to the applicant he has submitted a first appeal on 27.07.2024, however as no decision was taken by the respondents on his first appeal, this OA has been filed. It is evident that the applicant has not exhausted the remedies available to him.

3. Be that as it may, as the respondents are in receipt of an advance copy of the instant OA, therefore, we consider it appropriate that the present OA be treated by the respondents as the first 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 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)