

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

32.

OA 829/2019 with MA 5125/2023

Ex AC (U/T) Dinesh Kumar Kumawat Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Mr. Anil Gautam, Sr. CGSC

WITH

33.

OA 2289/2019 with MA 2175/2024

Ex SSR Yogesh Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. JP Sharma, proxy for
Mr. Virender Singh Kadian, Advocate
For Respondents : Mr. Avdhesh Kumar Singh, Advocate

WITH

34.

OA 1716/2020

Ex AC(UT) Keshav Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Baljeet Singh, Advocate
For Respondents : Ms. Barkha Babbar, Advocate

WITH

35.

OA 606/2019 with MA 1181/2019

Ex Rect Pavan Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. JP Sharma, proxy for
Mr. Virender Singh Kadian, Advocate
For Respondents : Mr. Satya Ranjan Swain, Advocate

WITH

36.

OA 754/2019 with MA 1355/2019

Ex Rect Abhinash Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
For Respondents : Mr. Rajeev Kumar, Advocate

WITH

37.

OA 1867/2019

Ex AC (U/T) Mukesh Mali Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Baljeet Singh, Advocate
For Respondents : Mr. Prabodh Kumar, Sr. CGSC

WITH

38.

OA 2260/2019

Ex Rect Singh Suraj Nandkishor Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
For Respondents : Mr. Shyam Narayan, Advocate

WITH

39.

OA 11/2020 with MA 24/2020

Ex AC/UT Dharmendra Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
For Respondents : Mr. V S Mahndiyan, Advocate with
Ms. Apurva, Advocate
Mr. Pradeep Sharma, DAV Legal Cell

WITH

40.

OA 51/2020 with MA 56/2020

Ex AC (U/T) Arun Aswal Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Mr. K K Tyagi, Sr. CGSC
Mr. Pradeep Sharma, DAV Legal Cell

WITH

41.

OA 139/2020

Ex Rect Rajat Sharma Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
For Respondents : Mr. Karan Singh Bhati, Sr. CGSC

WITH

42.

OA 1322/2020 with MA 1577/2020

Ex Rect Kalotara Bharat Mera Bhai Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Ms. Jyotsna Kaushik, Advocate

WITH

43.

OA 2661/2021 with MA 2808/2021

Ex Rect Harmeet Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Mr. K K Tyagi, Sr. CGSC

WITH

44.

OA 313/2019

Ex AC (UT) GS Rathore Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Mr. Vijendra Singh Mahndiyani, Advocate
Mr. Pradeep Sharma, DAV Legal Cell

WITH

45.

OA 807/2022 with MA 1031/2022

Ex Rect Nardev Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
Mr. Devendra Kumar, Advocate
For Respondents : Mr. Avdhesh Kumar Singh, Advocate

WITH

46.

OA 835/2022 with MA 1088/2022

Ex SSR Aditya Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
Mr. Devendra Kumar, Advocate
For Respondents : Mr. Kumar Gaurav, Advocate

WITH

47.

OA 854/2022

Ex Rect Shiv Prakash Sharma Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
Mr. Devendra Kumar, Advocate
For Respondents : Mr. Sundeep Kumar, Advocate

WITH

48.

OA 460/2019 with MA 1019/2019

Ex Rect Narendra Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. J P Sharma, Advocate
For Respondents : Mr. Satya Ranjan Swain, Advocate

WITH

49.

OA 1253/2019

Ex AC (UT) Pawan Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. SM Dalal, Advocate
For Respondents : Mr. Shyam Narayan, Advocate
Mr. Pankaj Sharma, DAV Legal Cell

WITH

50.

OA 1521/2018

Ex Rect (Opr) Vijendra Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Manoj Kumar Gupta, Advocate
For Respondents : Mr. Y P Singh, Advocate

WITH

51.

OA 2071/2022

Ex Rect Gaurav Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
Mr. Devendra Kumar, Advocate
For Respondents : Mr. Rakesh Dhawan, Advocate

WITH

52.

OA 494/2022 with MA 609/2022 (OA 54/2021 RB, Kolkata)

Ex AC (U/T) Akash Chandra Sethi Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Mr. VS Mahndiyan, Advocate with
Ms. Apurva, Advocate
Mr. Pradeep Sharma, DAV Legal Cell

WITH

53.

OA 502/2019 with MA 1077/2019

Ex AC (U/T) Sohit Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Archana Ramesh, Advocate
For Respondents : Mr. Anil Gautam, Sr. CGSC
Mr. Pradeep Sharma, DAV Legal Cell

WITH

54.

OA 389/2020

Ex Rect Kamaldeep Sharma Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. SM Dalal, 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
04.08.2025

On behalf of the applicants has been submitted a copy of the order dated 07.07.2025 of the Hon'ble High Court of Delhi in W.P. (C) 8183/2025 in the case of Union of India & Ors. vs. Ex Rect. Fateh Singh whereby the said writ petition has been dismissed with it having been observed vide Para 13, 14, 15, 16, 17 and 18 thereof to the effect:-

"13. As it transpires, para 4 of the letter dated 16 July 2020 stands struck down as unconstitutional by a judgment of the Lucknow Bench of the AFT in Ex. Recruit Chhote Lal v UOI.

14. Mr. Kumar submits that an SLP has been preferred in the Supreme Court against the said decision. However, it appears that no interim order has been passed in the said case till date.

15. As on date, therefore, para 4 of the letter dated 16 July 2020 stands struck down.

16. In that view of the matter, no exception can be taken to the impugned order passed by the AFT, holding the respondent to be entitled to invalid pension.

17. We, therefore, are not inclined to interfere in the present writ petition, least of all in the limited exercise of our jurisdiction under Article 226 of the Constitution of India.

18. The writ petition is accordingly dismissed in limine.”

2. A submission is made on behalf of the respondents that an SLP has been filed against the order of this Tribunal dated 07.07.2023 in OA 2240/2019, vide Diary No. 38701/2025 on 17.07.2025. There is nothing produced on record by the respondents that the operation of the said order has been stayed.

3. Heard

4. Reserved.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)