

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

39.

OA 829/2019

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

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Mr. Anil Gautam, Sr CGSC

With

7.

OA 2289/2019

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

8.

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

34.

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

37.

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

51.

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, Advocate

With

54.

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

59.

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 : Dr. Vijendra Singh Mahndiyan, Advocate

With

61.

OA 51/2020 with MA 56/2020

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

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Mr. K K Tyagi, Advocate

With

62.

OA 139/2020

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

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

With

68.

OA 1322/2020 with MA 1577/2020

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

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

With

75.

OA 2661/2021 with MA 2808/2021

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

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Mr. K K Tyagi, Advocate

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

ORDER
16.08.2023

OA 1867/2019

Learned counsel for the applicant submits that the prayer made through the present OA is confined to seeking the grant of invalid pension only.

On behalf of the respondents it is submitted by the learned Sr. CGSC that both in the Pension Regulations for the Air Force, Part-I, 1961 and the Navy (Pension) Regulations, 1964, there is no regulation similar to Para 61 in Chapter-III of the Defence Services Regulations, Pension Regulations for the Army Part-I (2008) which reads to the effect:-

“61. Recruits and boys will be eligible for invalid gratuity at the rates and under the conditions applicable to Sepoy of lowest group.”

2. However, it is submitted on behalf of the respondents that the respondents seek to file a detailed affidavit in relation to the aspect incorporated in the proceedings dated 04.07.2023 which be so filed within a period of four weeks.
3. OA 829/2019 is directed to be taken up as the lead case.
4. The matters be re-notified for final hearing on **20.10.2023** at **2.15 pm**.
5. Copy of the order be given **DASTI** as prayed.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)