

COURT NO. 1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

33.

OA 1837/2023 with MA 2655/2023

Lt Col Archana Shukla (Retd)		Applicant
Versus		
Union of India & Ors.		Respondents
For Applicant	:	Mr. Baljeet Singh & Ms. Deepika
		Sheoran, Advocates
For Respondents	:	Mr. Neeraj, Sr CGSC

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT. GEN. C. P. MOHANTY, MEMBER (A)

O R D E R
09.05.2025

The respondents have not filed their counter affidavit. The OA has been pending since 2023 and the respondents have been granted numerous opportunities to file their response. While issuing notice to the respondents on 17.07.2023, they were directed to file a counter affidavit along with the complete RMB proceedings, including the clinical assessment as well as the response to M.A. No. 2655/2023.

2. Nearly two years have passed, yet the respondents have failed to file the counter affidavit. Upon perusal of the medical documents on record specifically the RMB proceedings dated September 2021, we note that out of the four ailments listed, two have been assessed as aggravated by military service and two as attributable to military service.

3. However, with respect to one of the ailments, i.e. item (c), the percentage of disablement is indicated to be less than 20%. In the

absence of a counter affidavit from the respondents, we direct them to produce all original medical records of the applicant. This is necessary to verify the details stated in Annexure A2 against the official medical records.

4. List the matter on **16.07.2025** to enable the respondents to produce the original medical records of the applicant.

5. A copy of this order be provided DASTI to learned counsel for both the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

[LT. GEN. C. P. MOHANTY]
MEMBER (A)

/JYOTI/