

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

12.

OA 1291/2017

Ex Sgt (Dr.) Omkar Nath Katiyar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. S S Pandey, Advocate
For Respondents : Mr. Harish V Shankar, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

ORDER
14.12.2023

The original Court of Inquiry proceedings have been produced by the respondents, which are directed to be retained till the pronouncement of the final order.

2. On behalf of the applicant, it is submitted by learned counsel for the applicant that the prayer made through the present OA 1291/2017 is confined to seeking the grant of disability element of pension in relation to Primary Hypertension alone, assessed with the percentage of disablement @20% for five years with the prayer made in relation to Horse Shoe kidney Opt Nephrectomy done (Lt) and Renal Tuber closis Renal Calculus assessed with the percentages of disablement @11-14% for five years, is not being pressed.

3. An adjournment is prayed on behalf of the respondents seeking time for the presence of the arguing counsel.

4. The applicant is present in person and has submitted a copy of the document which he states is a copy of his Discharge Book and has produced the original of the said document, the copies of which have been supplied to the counsel for the respondents. It has been submitted on behalf of the applicant that as per the said document, the applicant in Part VI in relation to the Medical Record and at Para 22 thereof the details of battle wounds, the disability with percentage @80% has been stated. The respondents shall verify the said documents. The applicant however, submits that he has not been granted the benefit of the disability element of pension.
5. The matter be re-notified for final hearing on 09.02.2024.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

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