

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

48.

MA 2680/2024 in OA 1939/2023

POA(AH) Rohit Kumar Yadav (Retd) ..... Applicant  
Versus  
Union of India & Ors. .... Respondents

For Applicant : Mr. Ravi Kumar, Advocate  
For Respondents : Mr. V Pattabhi Ram, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON  
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

O R D E R  
08.10.2025

Vide order passed on 19.07.2023 in OA No.1939/2023, respondents were directed to conduct the Post Discharge Medical Board for considering the post discharge Medical claim of the applicant. As the same was not complied with, this Application for execution has been filed. Today the respondents informed us that on 22.10.2024 sanction has been granted by the DGAFMS for holding Post Discharge Claim Medical Board of the applicant for the two ailments indicated in the said order as PIVD L4-5, L5-S1 (Low Back Ache) and PIVD CV 4-5, 5-6, 6-7 (Neck Ache). Another communication dated 30.01.2025 has been brought before us which has been issued by the Sr. Staff Officer(Pension) to the Commandant, Base Hospital Delhi

Canth, wherein in para 2, the Commandant, Base Hospital Delhi Canth was requested to conduct the Post Discharge Claim Medical Board of the applicant with regard to the ailments as indicated in the sanction order dated 22.10.2024. In pursuance to the same, it is pointed out by Mr. V. Pattabhi Ram, learned counsel for the respondents that vide an interlocutory application filed on 26.09.2025, the proceedings of the Re-assessment Medical Board/Review Medical Board(RMB) conducted have been filed. Even though the same is not available on record but based on the copies supplied to Mr. Ravi Kumar, learned counsel for the applicant, it is pointed out that instead of conducting the Post Discharge Medical Board of the applicant for the ailments as indicated in the sanction order, the Reassessment Medical Board is conducted for the ailment of Anterior Shoulder dislocation (Right) and the proceedings of the medical board available on record seems to be of 19.03.2025.

2. In our considered view, the medical board proceedings produced by the respondents filed on 26.09.2025, are not the one for which sanction was granted on 22.10.2024 and for which reference was made to the Commandant, Base Hospital Delhi Canth on 30.01.2025.

3. Keeping in view the aforesaid, we direct the applicant to appear before the Commandant, Base Hospital, Delhi Cantt along with a copy of this order and along with a copy of the communication dated 30.01.2025 issued to the Commandant, Base Hospital, Delhi Cantt, and on the applicant appearing before the Commandant, Base Hospital, Delhi Cantt along with these documents, the Commandant, Base Hospital shall conduct the Post Discharge Claim Medical Board of the applicant as directed hereinabove within a period of one week. Thereafter, on submission of Medical Board's report to this Tribunal, list the matter on 12.11.2025.

4. For the purpose of conducting of the Medical Board by the Base Hospital Delhi Cantt, the respondent (Indian Navy) is directed to forward all the required medical documents to the Commandant, Base Hospital, Delhi Cantt within a period of one week from today.

5. List the matter on 12.11.2025.

Order **dasti**.

[JUSTICE RAJENDRA MENON]  
CHAIRPERSON

[REAR ADMIRAL DHIREN VIG]  
MEMBER (A)

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