

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH

O.A. No. 461/10

Ex. Nk. Mahabir Singh

.....Petitioner

Versus

Union of India and Ors.

.....Respondents

For petitioner: Sh. S.M. Hooda, Advocate.

For respondent: Sh. Ankur Chibber, Advocate.

CORAM:

**HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.
HON'BLE LT. GEN. M.L. NAIDU, MEMBER.**

**ORDER
01.12.2010**

In view of the order passed by the Government of India dated 19th January 2010, the earlier conditions laid down by the Government that in case a person is discharged voluntarily on the ground of medical disability will not be entitled to the broad banding has now been modified. Now the Government has removed this prohibition and permitted broad banding to the persons of the disability pension for the incumbent prior to 1.1.1996 are in receipt of disability pension as on 01.05.2009, they will be entitled to the benefit of broad banding w.e.f. 01.07.2009.

In view of notification dated 19.01.2010, the petitioner may make a representation and respondent shall consider their case in light of the aforesaid notification and pass an appropriate order. The petition is disposed of with above directions.

This exercise should be completed within period of three months. The petition is accordingly disposed off.

(Justice A.K. Mathur)
Chairperson

(M.L. Naidu)
Member

New Delhi
December 01, 2010