

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

4.

MA 639/2024 IN OA 14/2021

Maj Prasannan V (Retd) ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. Shakti Chand Jaidwal, Advocate  
For Respondents : Mr. Prabodh Kumar, Advocate

CORAM

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

ORDER  
13.03.2024

MA 639/2024 has been filed on behalf of the applicant seeking modification of the order dated 21.12.2023 in OA 14/2021 to the extent as mentioned in Para 2, the said clause of the application is under consideration in as much as, it has been submitted by the applicant that in Para 18 of the order dated 21.12.2023 in OA 14/2021 it has been mentioned to the effect:-

*"18. Applying the above parameters to the case at hand, we are of the view that the applicant has been invalidated out from service in low medical category on account of medical disease/disability, - the disability must be presumed to have arisen in the course of service which must, in the absence of any reason recorded by the Medical Board, be presumed to have been attributable to or aggravated by Air Force service."*

with it having been submitted on behalf of the applicant that the applicant was a personnel of the Indian Army and not the Indian Air force as is also apparently brought forth through the counter

affidavit of the respondents dated 31.08.2021, placed on the record of the OA 14/2021.

2. Learned counsel for the non-applicant, the respondents also doesn't oppose the prayer made on behalf of the applicant.

3. In view thereof the words "Air Force" mentioned in Para 18 of the order dated 21.12.2023 in OA 14/2021 are rectified to read as the "Indian Army". The MA 639/2024 is disposed of accordingly.

(JUSTICE ANU MALHOTRA)  
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)  
MEMBER (A)

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