

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

1.

OA 2408/2025

Ex Sgt Anil Kumar & Ors. Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Suresh Kumar Palta, Advocate
For Respondents : Mr. Vinod Kumar Tiwari, Advocate
Mr. Pradeep Sharma, Incharge, DAV,
Legal Cell

CORAM

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

ORDER
14.08.2025

Submissions have been addressed on behalf of either side.

2. As observed vide order dated 07.08.2025, the matter in issue is no longer *res integra*, in view of the orders dated 31.01.2025 in OA 313/2022 and the order dated 15.04.2025 in RA 9/2025 in OA 313/2022 of this Tribunal whereby vide Para 6 thereof, it has been observed to the effect:-

"6. With respect to the classification of the original applicants into three categories, we are of the considered view that the issue for review is relevant only to categories (b) and (c). For applicants in category (b), those who applied for the PMR between 01.07.2014 to 06.11.2015, the principles advanced by the learned Assistant Solicitor General will not apply considering the prospective nature of the memorandum dated 07.11.2015. Therefore, the prayer for review concerning these original applicants i.e., Cat (b) stands rejected."

3. It is implicit therefrom that military personnel who have taken premature retirement prior to 06.11.2015 are entitled to

the grant of OROP benefits. Though a submission was made on 07.08.2025, on behalf of the applicants in the instant case that all the applicant's have retired on 20.08.2014 and prior to the date 07.11.2015, though, undoubtedly as per the copy of the corrigendum PPOs on record, all the three applicants have retired prior to the date 07.11.2015 the dates of discharge of the applicants are as under:-

NAME	DATE OF DISCHARGE
Ex Sgt Anil Kumar	20.08.2014
Ex Sgt Lalit Kumar Sharma	25.08.2014
Ex Sgt Rabiul Islam	14.07.2014

4. In as much as all the applicants were discharged prior to the date 07.11.2015, in terms of the order dated 31.01.2025 in OA 313/2022 of the AFT (PB) New Delhi read with Para 6 of the order dated 15.04.2025 in RA 9/2025 in OA 313/2022, all the three applicants are held entitled to the grant of OROP benefits which be paid to the applicant within a period of three months from the date of this order.

5. OA 2408/2025 is disposed of accordingly.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)