

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

5.

OA 2358/2025

Brig Raj Kumar Nagpal (Retd)	Applicant
Versus		
Union of India & Ors.	Respondents

For Applicant	:	Mr. S S Pandey, Advocate
For Respondents	:	Dr. V. S. Mahndiyan, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE MS. RASIKA CHAUBE, MEMBER (A)

ORDER
04.08.2025

Invoking the jurisdiction of this Tribunal under Section 14 of the Armed Forces Tribunal Act the applicant has called in question the tenability of Annexure A1 dated 28.04.2025 whereby the order passed on 22.04.2025 has been communicated to the applicant rejecting his claim for grant of disability benefits on the ground that the ailment is neither attributable to nor aggravated by military service.

In Para 2 of the order the following directions have been issued to the applicant :-

"2. In case, you are not satisfied with the above decision, an appeal may be preferred to the Appellate Committee for First Appeals (ACFA) within six months from the date of issue of this letter. The appeal may be addressed to Chairman ACFA and forwarded to Office Record Office (oro), ADG MP (P&P), AG Branch, Integrated HQ of MoD (Army), West Block-III, RK Puram, New Delhi-110066.

2. Without taking recourse to the Inter-departmental remedy of appeal provided under the statute the applicant has directly approach this Tribunal.
3. Taking note of the aforesaid, we direct that on the applicant's filing a certified copy of this order along with an appeal in accordance to the policy as indicated in Para 2 of the order dated. 22.04.2025, within a period of four weeks' from today, the Competent Appellate Authority shall decide the same within a period of three months thereto and indicate the decision to the applicant.
4. Needless to emphasize that if still aggrieved, the applicant will have the liberty to challenge the same afresh in accordance with law.
5. With the aforesaid, the matter stand disposed of.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

[RASIKA CHAUBE]
MEMBER (A)