

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

8.

OA 3910/2025

Smt Deepa Devi Wd/o
Late Hav Narayan Singh
VERSUS

..... Applicant

Union of India and Ors.

..... Respondents

For Applicant : Ms. Kaberi Sharma, Advocate
For Respondents : Ms. Jyotsna Kaushik, Advocate
Maj Abhishek Kumar, OIC, Legal Cell

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN C. P. MOHANTY, MEMBER (A)

ORDER
16.12.2025

The applicant vide the present OA makes the following
prayers:-

"8. RELIEF(S) SOUGHT: -

In view of the facts and circumstances mentioned above and the submissions made at Paras 4 and 5 of this OA, the Applicant most humbly prays that this Hon'ble Tribunal may be pleased to allow the present Application (OA) by passing the following orders and directions: -

(a) Declare that the martyrdom of the Applicant's husband during First Indian Army Mountaineering Expedition to Mount Makalu (8485 mtrs)/ 2019 in Nepal' shall be treated as 'Battle Casualty' in terms of AO 5/2020/MP r/w AO 01/2003/MP;

(b) Direct the Respondents to award 'Battle Casualty status to the Applicant's husband in respect of aforesaid death and grant him all consequential benefits as may be due to a Battle Casualty case under the extent Govt policy/notifications;

(c) Issue any other order(s) and direction(s) as deemed appropriate by this Hon'ble Tribunal under the facts and circumstances of this case."

2. A perusal of the averments made in the OA itself vide para 6 indicates that it read to the effect:-

*“6. DETAILS OF REMEDIES EXHAUSTED:
That other team members of the same expedition
team submitted a Representation dt 21.10.2024
addressed to the office of Respondent No.3.”*

it is thus categorically stated therein in the said OA itself that other team members of the same expedition team submitted a representation dated 21.10.2024 addressed to the respondent no 3, to which there has been no response.

3. There is nothing to indicate that the said representation dated 21.10.2024 was made by the applicant thereof on any authority from the applicant herein.

4. In the interest of justice, however, we direct that the present OA is treated as a representation of the applicant herein by the respondents who are directed to dispose of the same within a period of six months from today. The applicant, if aggrieved, thereafter would be entitled to seek redressal as per law.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(LT GEN C. P. MOHANTY)
MEMBER (A)