

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

48.

RA 25/2025 with MA 3678/2025 in OA 833/2019

HFO KC Dogra (Retd) & Ors. Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Manoj Kr Gupta, Advocate
For Respondents : Dr. Vijendra Singh Mahndiyan, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT. GEN. C. P. MOHANTY, MEMBER (A)

ORDER
04.09.2025

RA 25/2025

Seeking review of the order passed on 24.02.2025 in OA No. 833/2019 the applicant has filed this Review Application. There being a delay of 154 days in filing the Review Application, MA No. 3678/2025 has been filed seeking condonation of delay.

2. Having considered the merits of the matter learned counsel for the applicant primarily relies on certain judgments of the Hon'ble Delhi High Court in WP(C) No.5783/2024 and other cases, inter alia contending that merely on the ground of obesity disability for primary hypertension could not be denied to the applicant. In our considered view the principle laid down by the Hon'ble Delhi High Court in the aforesaid case is a general observation about the issue of grant of disability pension in cases of obesity. It does not establish any specific legal principle regarding the issue of obesity. However in the order in question

we had assessed the claim of the applicant and in Paragraphs 9, 10 and 11 we have taken note of the obesity factor and rejected the claim of the applicant. This has been done after consciously taking note of various factors relevant to the issue and therefore we find no error apparent on the face of the record warranting review or recall. The order has been passed after due consideration and we find no ground to review the matter.

3. The RA is accordingly dismissed.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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

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