

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

90.

OA 1173/2025

Ex Ld Vijay Pal Sharma Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Vivek Bhai Patel, Advocate
For Respondents : Mr. Sudhir Kumar, Advocate with
Mr. Abhishek Trivedi, Sr. Auditor,
PCDA(P) Prayagraj

CORAM

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

O R D E R
19.02.2026

OA 1173/2025

Invoking the jurisdiction under Section 14 of the Armed Forces Tribunal Act, 2007, the applicant has filed this application and the relief claimed in para 8 reads as under:-

“(a) Quash the respondent action of non-grant of Disability Pension to the applicant and Direct the Respondent to grant Disability Element of Disability Pension to him @ 20% duly rounded off to 50% for life by (giving the benefit of Govt. of India) Ministry of Defence letter 14 dated 31.01.2001, with effect from the next date of retirement of the Applicant i.e. 01.09.1998.

(b) Direct Respondent to pay the due arrears of Disability Element of Disability Pension with interest @ 8% p.a. from his next date of retirement (i.e. 01.09.1998) with all the consequential benefits.

(c) Any other relief which the Hon'ble Tribunal may deem fit and proper in the fact and circumstances of the case along with cost of the application in favour of the applicant and against the Respondent.”

2. Even though the applicant has made various averments in the OA, the impugned order (annexure A-1) is nothing but PPO bearing no. 233199800431 issued on 24.06.2024 wherein for the ailment of ‘Other Urethral Structure’ the composite disability of 20% has been rounded off to 50%.

3. During the course of hearing of the matter, Mr. Vivek Bhai Patel, learned counsel for the applicant made a statement that in spite of PPO issued on 24.06.2024, the benefit has not been granted to the applicant. The representative from the office of PCDA (P) Prayagraj present in the court is apprised of the said fact. Let a copy of the PPO and the OA be served on the representative from the office of PCDA(P) Prayagraj.

4. The Office of PCDA (P) Prayagraj is directed to look into the matter and in case the PPO (annexure A-1) issued on 24.06.2024 has attained finality without any change by Competent Authority, the PCDA(P) is directed to ensure that all benefits accrued to the applicant by virtue of the PPO are granted and amount credited to his account within a period of four weeks and the intimation sent to the applicant. However, in case for any reason the PPO could not have been

executed on account of any orders/instructions or reasons, it would be incumbent upon the PCDA(P) to pass a detailed order explaining the reasons therefor and the same shall be communicated to the applicant within four weeks.

5. In view of the aforesaid, the OA stands disposed of with liberty granted to the applicant that if he is aggrieved of the speaking order communicated to him, he may challenge the same and invoke the jurisdiction of this Tribunal in accordance with law.

6. OA stands disposed of.

7. Let a copy of this order be provided *DASTI* to learned counsel for the parties.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

Priya