

ARMED FORCES TRIBUNAL REGIONAL BENCH, KOCHI
O.A.NO. 41 OF 2012
TUESDAY, THE 2ND DAY OF JANUARY 2013/12TH POUSHA, 1934
CORAM:

HON'BLE MR. JUSTICE SHRIKANT TRIPATHI, MEMBER (J)
HON'BLE LT.GE.THOMAS MATHEW, PVSM, AVSM, MEMBER (A)

APPLICANT:

EX.NK / VM (MV) VARGHESE.S.,
AGED 48 YEARS (NO.14557119 F),
KIZHAKEDATHU HOUSE,
OLAKETTIYAMBALAM.P.O.,
ALAPPUZHA DIST,
KERALA - 690 510.

BY ADV.SRI. VARGHESE P CHACKO

VERSUS

RESPONDENTS:

1. THE UNION OF INDIA,
REPRESENTED BY SECRETARY,
MINISTRY OF DEFENCE ,
NEW DELHI.
2. THE CHIEF OF THE ARMY STAFF,
ARMY HQRS.,
NEW DELHI, DHQ.P.O.,
NEW DELHI - 110 001.
3. OFFICER IN CHARGE ,
COA (PENSION),
ALLAHABAD - 211014.
4. SENIOR RECORDS OFFICER,
EME RECORDS, SECONDERABAD,
PIN - 500 021.

BY ADV.SMT.E.V.MOLY, CENTRAL GOVT. COUNSEL

O R D E R

Shrikant Tripathi, Member (J):

Heard Mr.Varghese P Chacko for the applicant and Smt.E.V.Moly for the respondents and perused the record.

2. With the consent of the learned counsel for the parties, the matter is being finally disposed of at the stage of admission.

3. The applicant was enrolled in the Army on 13th August 1983 and was discharged therefrom on 31st March 2000 after rendering 16 years 7 months and 19 days service. The applicant was invalided out due to Low Medical Category 'BEE' as he had sustained disability 'Essential Hypertension RMB', but he has not been sanctioned any disability pension. However service pension has already been sanctioned to the applicant.

4. The learned counsel for the applicant submitted that

the applicant's representation is already pending before the Ministry of Defence and other respondents for grant of disability pension, but no order has been passed so far. The Legal Officer appearing for the respondents informed that the applicant's matter is under consideration.

5. The counsel for the applicant next submitted that a direction may be issued to the respondents to pass appropriate order on the applicant's claim for the disability pension as expeditiously as possible. He further submitted that the Original Application may be disposed of accordingly. In our view, the prayer seems to be innocuous.

6. In view of the aforesaid, the Original Application is disposed of with a direction to the respondents to pass appropriate order on the applicant's prayer for the disability pension as expeditiously as possible, preferably within three months from today.

7. There will be no order as to costs.

8. Issue copy of the order to both side.

Sd/-

LT.GEN.THOMAS MATHEW
MEMBER (A)

Sd/-

JUSTICE SHRIKANT TRIPATHI
MEMBER (J)

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