REGIONAL BENCH, GUWAHATI.  M.A. 37/2016 (in OA- 40/2016)  Ex-Hony Hav Nagamja Thang Lhungedin  Applicant. By legal practitioners Applicant. Mrs Rita Devi, Mr. AR Tahbildar, Ms SJ Deka  -Versus-  UOI & Others.  Respondents By legal practitioner Respondents. Mr. N. Baruah, CGS  PRESENT HON'BLE MR. JUSTICE B.P.KATAKEY, OFFICIATING ORDER  ORDER  09.11.2016.  1. Heard Mr. AR Tahbildar, learned counsel applicant and Mr. N. Baruah, learned CGSC and Anand, OIC, Legal Cell, AFT, Guwahati apprespondents.  2. The applicant has filed this MA seeking	Orders of the Tribunal.	Notes of the Registry				
(in OA- 40/2016)  Ex-Hony Hav Nagamja Thang Lhungedin		, and the second				
Applicant. By legal practitioners Applicant. Mrs Rita Devi, Mr. AR Tahbildar, Mr. AR Tahbildar, Ms SJ Deka  -Versus-  UOI & Others.  Respondents By legal practitioner Respondents. Mr. N. Baruah, CGS  Mr. N. Baruah, CGS  PRESENT HON'BLE MR. JUSTICE B.P.KATAKEY, OFFICIATING OFFICIATING OFFICIATING OFFICIATING OFFICIATING OFFICIATING OFFICIATION OFFICI		Ex				
By legal practitioners Applicant. Mrs Rita Devi, Mr. AR Tahbildar, Ms SJ Deka  -Versus-  UOI & Others.  Respondents By legal practitioner Respondents. Mr. N. Baruah, CGS  PRESENT HON'BLE MR. JUSTICE B.P.KATAKEY, OFFICIATING OFFICIATING OFFICIATING OFFICIATING OFFICIATING OFFICIATIONS OFFICIATIONS OFFICIATIONS ORDER  09.11.2016.  1. Heard Mr. AR Tahbildar, learned counsel at applicant and Mr. N. Baruah, learned CGSC at Anand, OIC, Legal Cell, AFT, Guwahati approprespondents.  2. The applicant has filed this MA seeking	lav Nagamja Thang Lhungedin					
UOI & Others.  Respondents By legal practitioner Respondents. Mr. N. Baruah, CGS  PRESENT HON'BLE MR. JUSTICE B.P.KATAKEY, OFFICIATING O HON'BLE LT GEN'S.K.SINGH, PVSM, UYSM, AVSM, ADC  ORDER  09.11.2016.  1. Heard Mr. AR Tahbildar, learned counsel apapplicant and Mr. N. Baruah, learned CGSC and Anand, OIC, Legal Cell, AFT, Guwahati appresepondents.  2. The applicant has filed this MA seeking	By legal practitioners for Applicant.  Mrs Rita Devi,  Mr. AR Tahbildar,					
Respondents By legal practitioner Respondents. Mr. N. Baruah, CGS  PRESENT HON'BLE MR. JUSTICE B.P.KATAKEY, OFFICIATING OFFICIATION	-Versus-					
HON'BLE MR. JUSTICE B.P.KATAKEY, OFFICIATING CHON'BLE LT GEN S.K.SINGH, PVSM, UYSM, AVSM, ADCONTROL ORDER  1. Heard Mr. AR Tahbildar, learned counsel applicant and Mr. N. Baruah, learned CGSC and Anand, OIC, Legal Cell, AFT, Guwahati appreciations.  2. The applicant has filed this MA seeking	<b>Respondents</b> By legal practitioners for					
<ol> <li>1. Heard Mr. AR Tahbildar, learned counsel applicant and Mr. N. Baruah, learned CGSC and Anand, OIC, Legal Cell, AFT, Guwahati apperespondents.</li> <li>2. The applicant has filed this MA seeking</li> </ol>	<u>PRESENT</u> MR. JUSTICE B.P.KATAKEY, OFFICIATING CHAIRPERSON E LT GEN S.K.SINGH, PVSM, UYSM , AVSM, ADC, MEMBER (A)					
<ol> <li>Heard Mr. AR Tahbildar, learned counsel applicant and Mr. N. Baruah, learned CGSC and Anand, OIC, Legal Cell, AFT, Guwahati appression of the country of the c</li></ol>	<u>ORDER</u>					
applicant and Mr. N. Baruah, learned CGSC and Anand, OIC, Legal Cell, AFT, Guwahati apperession of the control	<u>6.</u>					
	Heard Mr. AR Tahbildar, learned counsel appearing for the ant and Mr. N. Baruah, learned CGSC assisted by Col, OIC, Legal Cell, AFT, Guwahati appearing for the adents.					
the claim for disability pension is based on cont	The applicant has filed this MA seeking condonation of in filing the OA claiming the benefit of broad banding of ity element of the pension contending inter-alia that since him for disability pension is based on continuing cause of which arises every month, the delay needs to be need.					

3. Having heard the learned counsel for the parties and
upon perusal of the averments made in the applicant and also
the claim of the applicant made in the OA which is for broad
banding of disability element of the pension, we are of the
considered opinion that since the claim in the OA is based on a
continuing cause of action, which arises every month, the MA
needs to be disposed of with the observation that in case the
applicant is found to be entitled to the claim made in the OA, the
arrear may be restricted for a period of 03 years preceedig the
date of filing of the OA or the date of filing of the representation
whichever occurs earlier.

4. MA is accordingly disposed of.

MEMBER (A) OFFICIATING CHAIRPERSON

Kalita