

Notes of the Registry	Orders of the Tribunal.
	<p style="text-align: center;">IN THE ARMED FORCES TRIBUNAL REGIONAL BENCH, GUWAHATI.</p> <p style="text-align: center;"><u>M.A. 70/2016</u> (in OA- 74/2016)</p> <p>Ex-Hav BD Daniel Anal</p> <p style="text-align: right;">..... Applicant. By legal practitioners for Applicant. Mrs Rita Devi, Mr. AR Tahbildar,</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Others.</p> <p style="text-align: right;">..... Respondents By legal practitioners for Respondents. Mr. C. Baruah, CGSC.</p> <p style="text-align: center;"><u>PRESENT</u></p> <p style="text-align: center;">HON'BLE MR. JUSTICE B.P.KATAKEY, MEMBER (J) HON'BLE VICE ADMIRAL MP MURALIDHARAN, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>20.03.2017</u></p> <p>1. Heard Mr. AR Tahbildar, learned counsel appearing for the applicant and Mr. C. Baruah, learned CGSC assisted by Col Anand, OIC, Legal Cell, AFT, Guwahati appearing for the respondents.</p> <p>2. Having heard the learned counsel for the parties and upon perusal of the averments made in the application and also claim of the applicant 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 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</p>

in the OA, the arrear may be restricted for a period of 03 years preceeding the date of filing of the OA or the date of filing of the representation, whichever occurs earlier.

3. MA is accordingly disposed of.

MEMBER (A)

MEMBER (J)

Kalita

