

Notes of the Registry	Orders of the Tribunal.
	<p style="text-align: center;"><b>IN THE ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</b></p> <p style="text-align: center;"><b><u>MA-22/2018</u> (IN OA-36-2018)</b></p> <p>Shri Shiva Thapa Army Personal No. 5760008X Ex Recruit GD S/o Shri Harka Bahadur Thapa Village Badachaur, W/No., 01 Post Office Fedikhola Dist Sytangja Gandaki Nepal Pin 33808</p> <p style="text-align: right;">..... Applicant.</p> <p style="text-align: right;"><b>By legal practitioners for Applicant.</b> Mr Gaurab J.Sharma</p> <p style="text-align: center;"><b>-Versus-</b></p> <p>1.Union of India Through Secretary Govt.of India Ministry of Defence South Block Central Secretariat, Rajpath Marg New Delhi-110011.</p> <p>2.Adjutant General Additional Directorate General Personnel Services /AG Branch IHQ of Ministry of defence(Army) Room No. 11 Plot Bo.108(West) Brassey Avenue Church Road, New Delhi-110001.</p> <p>3.Records Officer Records 58 Gorkha Rifles Pin 900332 C/O.99APO</p> <p>4.Training Battalion Commander</p> <p>58 Gorkha Training Centre Pin 900332 C/O.99 APO</p> <p>5.Principal Controller of Defence Accounts (Pension) Draupandi Ghat, Allahabad.</p> <p style="text-align: right;"><b>By legal practitioner for Respondents.</b> Mr.N.Baruah ,CGSC</p>

**PRESENT**

**HON`BLE DR.(MRS) JUSTICE INDIRA SHAH, MEMBER (J)  
HON`BLE LT GEN GAUTAM MOORTHY, MEMBER (A)**

**ORDER**

**19.12.2018**

1. Heard Mr. Gaurab J Shrma, learned counsel appearing for the applicant and Mr N.Baruah, learned CGSC assisted by Capt. Akash Vashishta, OIC,AFT, Legal Cell, appearing for the respondents.
2. By filing this application, the applicant has prayed for condonation of delay of 750 days in filing the Original Application No. 36-2018.
3. By filing this OA, the applicant has prayed for grant of disability pension along with rounding off benefit from 20% to 50% w.e.f. the date of discharge.
4. Since the matter relates to disability pension, we are inclined to condone the delay as prayed for.
5. Misc Application accordingly stands allowed and disposed of.

**MEMBER (A)**

**MEMBER (J)**

MC