

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>OA- 14/2017</u></b></p> <p><b>Ex-Sep Paozamang Vaiphei</b></p> <p style="text-align: right;">..... <b>Applicant.</b> By legal practitioners for Applicant. <b>Mrs Rita Devi,</b> <b>Mr. AR Tahbildar,</b></p> <p style="text-align: center;"><b>-Versus-</b></p> <p><b>UOI &amp; Others.</b></p> <p style="text-align: right;">..... <b>Respondents</b> By legal practitioners for Respondents. <b>Mr. DC Chakravarti, CGSC.</b></p> <p style="text-align: center;"><b><u>PRESENT</u></b></p> <p style="text-align: center;"><b>HON'BLE MR. JUSTICE B.P.KATAKEY, MEMBER (J)</b> <b>HON'BLE VICE ADMIRAL MP MURALIDHARAN,</b> <b>MEMBER (A)</b></p> <p style="text-align: center;"><b><u>ORDER</u></b></p> <p><b><u>23.03.2017</u></b></p> <p>1. The grievance of the applicant in this OA is that though the RSMB, in its proceeding dated 30.11.2004 had found percentage of disability of the applicant as 20% for life, the request of the applicant for grant of disability element of the pension has been rejected vide order dated 17.08.2016 by the Sr. Record Officer, OIC Records, Assam Regiment, on the ground that such percentage of disability is less than 20%.</p> <p>2. Heard Mr. AR Tahbildar, learned counsel appearing for the applicant and Mr. D.C. Chakravarti, learned CGSC assisted by Col Anand, OIC, Legal Cell, AFT, Guwahati appearing for the respondents.</p>

3. Having regard to the aforesaid contention of the applicant, issue notice on the respondents.

4. Since the respondents are represented by their learned counsel, no fresh notice needs to be issued.

5. The respondents shall file counter within 04 weeks from now. The applicant may file rejoinder, if any, within 02 weeks thereafter.

6. The respondents on the next date fixed shall produce the relevant medical records of the applicant for perusal of the Tribunal when attempt may be made to take up the OA for final disposal at the order stage itself.

7. List on 25.05.2017.

8. Order dasti.

**MEMBER (A)**

**MEMBER (J)**

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