

**IN THE ARMED FORCES TRIBUNAL  
REGIONAL BENCH, GUWAHATI  
OA- 62/2016.**

**PRESENT**

PRESENT HON'BLE MR. JUSTICE B.P.KATAKEY,  
OFFICIATING CHAIRPERSON  
HON'BLE VICE ADMIRAL MP MURALIDHARAN, MEMBER (A)

No.4346844M Ex NK  
SK Kosoi Lamkang  
Vill-Charong Chengkhulen  
P.O.- Chandel,  
Dist- Chandel, Manipur

..... Applicant

By legal practitioners for  
Applicant.

**Mrs. Rita Devi  
Mr. A.R.Tahbildar**

-VERSUS-

- 1. Union of India,**  
Represented by the Secretary,  
Govt. of India, Ministry of Defence  
Sena Bhawan, New Delhi – 11
- 2. Records, The Assam Regiment,**  
PIN (Army)-900332  
C/o-99 APO.
- 3. Additional Directorate General**  
Personnel Services, PS -4(d)  
Adjutant General's Branch  
IHQ of MOD (Army), DHQ, PO New Delhi
- 4. Principal Controller of Defence  
Accounts (Pension)**  
Allahabad, PIN 211014  
Uttar Pradesh

..... Respondents..

By Legal Practitioner for the  
Respondents  
**Mr. C. Baruah, CGSC**

Date of Hearing : 29.11.2016

Date of Order : 29.11.2016

**ORDER**

*(Per B.P.Katakey, Officiating Chairperson)*

Heard Mrs. Rita Devi, learned counsel appearing for the applicant and Mr. C. Baruah, learned CGSC assisted by Col Anand, OIC, AFT Legal cell appearing for the respondents.

(2) Having heard the learned Counsel for the parties and upon perusal of the averments made in the application, we are of the considered opinion that since the applicant has not filed any appeal (s) against the decision(s) dated 13.12.1994 (Ann-B to the OA), the OA needs to be disposed of allowing the applicant to prefer appeal(s) before the appropriate authority.

(3) Ordered accordingly.

(4) In case, such appeal (s) is filed within a period of 3 months from the date of filing of the appeal, the appellate authority shall consider the same on merit and shall not reject the same on the ground of limitation.

(5) Needless to say that the appellate authority shall pass a reasoned order on such appeal to be filed by the applicant. The order that may be passed shall be served on the applicant so as to enable him to approach the appropriate forum, if he has still any grievance.

(6) The OA accordingly stands disposed of.

MEMBER (A)

OFFICIATING CHAIRPERSON

mishra