

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>3. <u>OA-11/2023</u> <u>With MA-09/23</u></p> <p>Ex-Hav Rajni Kanta Das</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant. Dipamoni Kalita Alakananda Chakraborty</p> <p>-Versus-</p> <p>UOI & Others.</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents. B.Kumar</p> <p><u>CORAM:</u></p> <p>HON`BLE MR. JUSTICE SUDHIR MITTAL, MEMBER (J) HON`BLE AIR MSHL BALAKRISHNAN SURESH, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>09.10.2023</u></p> <p>Mithu Dasgupta, learned Advocate appears on behalf of Dipamani Kalita, learned counsel for the applicant.</p> <p>The applicant was serving in the Air Defence Regiment of the Indian Army. In the year 2001, he was posted in Rastriya Rifles Battalion. On 25.10.2001, his sub unit of the said Battalion was ambushed by militants. Applicant was also part of the sub unit. He suffered gunshot injury.</p> <p>A short while later he was discharged from service. But was not granted War Injury Pension/Disability Pension. At his request, a Re-survey Medical Board (RSMB) was conducted in the year 2021, but it is not clear whether it has determined the extent of the disability of the applicant.</p>

Prima facie, the applicant seems to be entitled to grant of War Injury Pension/Disability Pension.

Issue Notice.

B.Kumar, learned Counsel for the respondents accepts notice and seeks time to file reply.

Prayer is accepted.

Reply be filed within 06 weeks and rejoinder thereto be filed 04 weeks thereafter.

Issue of limitation is kept open.

(Air Mshl Balakrishnan Suresh)
MEMBER (A)

(Justice Sudhir Mittal)
MEMBER (J)

Kk/gm