



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

**CWP No.479 of 2025
Date of Decision: 13.01.2025**

Union of India & others

...Petitioners

Versus

Madan Lal Manjhu and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present:- Mr. Anil Chawla, Advocate,
for the petitioners.

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SANJEEV PRAKASH SHARMA J.(Oral)

The writ petition assailed the order passed by the Armed Forces Tribunal whereby the Armed Forces Tribunal directed the writ petitioner to consider the claim of the applicant in the following terms:-

“In the circumstances, we disposed of this Original Application with a direction to the respondents to process applicant’s claim for disability pension in terms of the aforesaid judgments and if required by invoking the provisions of Ministry of Defence letter No. 16(a)/2009-D(Pen/Pol) dated 10.11.2010 subject to an RSMB in case the disability was not assessed as permanent and for life, and release it together with benefits as per the above pronouncements to the applicant, subject to verification, as expeditiously as possible but not later than four months from the date of receipt of certified copy of this order by learned Government counsel/OIC Legal Cell. While doing



*so respondents shall also keep in mind the judgment of the Hon'ble Supreme Court rendered in **Civil Appeal No.418 of 2012 Union of India and Others Vs. Ram Avtar** decided on 10.12.2014.*

Since the applicant has come to the court after about 25 years of his discharge from service, the arrears so accrued are restricted to three years prior to the date of filing of this O.A, that is, 10.10.2019.

No order as to costs.”

2. We find the order to be innocuous and does not take away or defeat any rights of the petitioners hence, no writ petition would therefore lie. Accordingly, the writ petition is dismissed.

(SANJEEV PRAKASH SHARMA)
JUDGE

January 13, 2025
seema

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No