



CWP-20366-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(156)

CWP-20366-2025

Date of Decision : 28.07.2025

Union of India and others

...Petitioners

Versus

Lekh Ram (Retd.) Hony. Lt. and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE KULDEEP TIWARI**

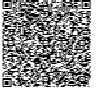
Present: Mr. Ramesh Chand Sharma, Sr. Panel Counsel
for the petitioners-Union of India.

ASHWANI KUMAR MISHRA, J. (ORAL)

1. The instant writ petition, cast under Articles 226/227 of the Constitution of India, is directed against the order dated 14.08.2024 (Annexure P-1), passed by the Armed Forces Tribunal, Regional Bench, Chandigarh (respondent No.2), wherein, Original Application No.1505 of 2021, as preferred by the respondent No.1, for grant of element of disability pension @ 50% as against 20% for life, from the day next to his discharge from service i.e. 01.05.2009, has been wrongly allowed, in violation of the provisions of the Arms Forces Tribunal Act, 2007.

2. The learned Tribunal has granted the benefit of rounding off of disability pension @ 50% as against 20% for life, from the day next to date of his discharge from service i.e. 01.05.2009, in terms of the judgment of Hon'ble Supreme Court, passed in *Civil Appeal No.418 of 2012*, titled '*Union of India vs. Ram Avtar*' decided on 10.12.2014.

3. Though various submissions have been made by the learned senior panel counsel for Union of India, however, he does not dispute the



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applicability of the judgment (supra), in the facts of the of the present case. The disability of respondent No.1, was assessed at 20% for life, on account of suffering from the disease '*LUMBAR CANAL STENOSIS*'.

4. The case of respondent No.1, is squarely covered by various judgments of Hon'ble Supreme Court, '*Dharamvir Singh Vs Union of India*' (2013) 7 SCC 316, *Three Judge Bench* decision in Civil Appeal 2337/2009 '*Union of India Vs Chander Pal*' decided on 18.09.2013, '*Union of India Vs Rajbir Singh*' (2015) 12 SCC 264, '*Union of India Vs Angad Singh Titaria*' (2015) 12 SCC 257, '*Union of India Vs Manjeet Singh*' (2015) 12 SCC 275, Civil Appeal 4409/2011 '*Ex Hav Mani Ram Bhaira Vs Union of India*' decided on 11.02.2016, Civil Appeal 1695/2016 '*Satwinder Singh Vs Union of India*' decided on 11.02.2016 and '*Ex Gnr Laxmanram Poonia Vs Union of India*' (2017) 4 SCC 697.

5. No ground has been made to show this Court, at the time of hearing, to persuade us to interfere in the instant matter. Consequently, the instant writ petition is **dismissed**.

(ASHWANI KUMAR MISHRA)
JUDGE

(KULDEEP TIWARI)
JUDGE

July 28, 2025
Manpreet

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No