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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-18371-2025 (O&M)
Date of Decision 7th July, 2025

UNION OF INDIA AND OTHERS

.....*Petitioner(s)*

V/s.

EX. SEPOY VIJAY KUMAR (SERVICE NO.13748443L) AND ANOTHER

.....*Respondent(s)*

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

Present Mr. Agam Kumar Jund, Senior Panel Counsel,
for the petitioners-UOI.

SANJEEV PRAKASH SHARMA, J. (Oral)

1. The challenge is to the order passed by the learned Armed Forces Tribunal dated 22.11.2023.

2. Learned counsel for the petitioners submits that there was no occasion to round off the disability from 40% to 50%.

3. The issue is no more *res-integra* in view of the judgment passed by the Hon'ble Apex Court in the case of Bijender Singh v. Union of India and others, 2025 SCC OnLine SC 895, which affirms the earlier judgment passed by the Hon'ble Supreme Court in the case of Union of India and others vs. Ram Avtar 2014 SCC Online SC 1761, wherein the Hon'ble Apex Court has approved the rounding off clause relating to grant of disability pension to 50% where the disability is less than 50%, 75%, where the disability is from 50% to 75% and 100% where the disability is more than 75%.

4. In view thereto, the order passed by the AFT rounding off the disability pension from 40% to 50% does not call for any interference. The



writ petition is without merit and the same is dismissed. The impugned order shall now be implemented within a period of two months from today.

5. All pending misc. application(s) also stand disposed of.

[SANJEEV PRAKASH SHARMA]
JUDGE

[MEENAKSHI I. MEHTA]
JUDGE

July 7, 2025

Ess Kay

<i>Whether speaking / reasoned</i>	:	<i>Yes</i>	/	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	/	<i>No</i>