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ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW**Review Application No. 91 of 2021 with M.A. No. 885 of 2021****In Re: O.A. No. 61 of 2020**Tuesday, the 23rd day of November, 2021**“Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)
Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)”**Smt. Gayatri W/o Late Tulsi Ram, Gnr No. 15135661-H R/O Vill-Bhelgaon,
Tehsil-Bindki, Po- Alampur, Dist – Fatehpur, Pin 212659

.....Applicant

Versus

Union of India, through the Secretary, Ministry of Defence, South Block,
New Delhi.

.....Respondents

The file has been placed before us by Circulation.

M.A. No. 885 of 2021As per office note there is no delay in filing Review Application, hence
delay condonation application being not required is dismissed.**R.A. No. 91 of 2021**The applicant has filed this application under Rule 18 of the Armed
Forces Tribunal (Procedure Rules), 2008 by which the applicant has prayed
for review of the order dated 08.07.2021 passed by this Tribunal in Original
Application No. 61 of 2020 stating therein that since husband of the applicant
was on casual leave, which is counted as duty, when he died in an accident,
therefore, applicant is entitled to Special Family Pension.

Grounds raised by learned counsel for the applicant have already been considered in detail and the O.A. has been rejected on the ground of no causal connection with death of applicant's husband and military service.

Since the tribunal has arrived to the conclusion that death in respect of applicant's husband has no causal connection with military service, it declined to grant the relief claimed by the applicant in the O.A. There appears no error apparent on the face of the record which may call for interference under order 41 Rule 2 Code of Civil Procedure.

The application is accordingly, **rejected**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

Dated : 23rd November, 2021

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(Justice Umesh Chandra Srivastava)
Member (J)