

GAHC010231722025



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/415/2026

UNION OF INDIA AND 3 ORS
REPRESENTED BY THE SECRETARY, MINISTRY OF DEFENCE, SENA
BHAWAN, NEW DELHI-110011.

2: RECORDS THE KUMAON REGIMENT
PIN- 900473
C/O 56 APO.

3: ADDITIONAL DIRECTORATE GENERAL
PERSONNEL SERVICES
PS-4(D)
ADJUTANT GENERALS BRANCH
IHQ OF MOD (ARMY)
DHQ
P.O. NEW DELHI.

4: THE PRINCIPAL CONTROLLER OF DEFENCE ACCOUNTS (PENSION)
ALLAHBAD
UTTAR PRADESH
PIN- 211014

VERSUS

SMT D. ZHIILONI
WIDOW OF NO. 14704146N, NAIK (LATE) H. PHILIP , VILL.- PUDUNAMEI,
P.O. MAO GATE, DIST. SENAPATI, MANIPUR, PIN- 795150.

Advocate for the Petitioner : MR. R K D CHOUDHURY, MR. U K GOSWAMI

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

Date : 03/02/2026

(Michael Zothankhuma, J)

Mr. U.K. Goswami, learned CGC, appearing for the petitioner, who submits that the learned Tribunal erred in granting Special Family Pension to the respondent on account of the death of her husband, who died due to Multi Organ Failure caused by Liver Cirrhosis on account of drinking alcohol. He submits that the finding of the learned Tribunal that there was no material on record to show that the disability was a lifestyle disease due to excessive intake of alcohol by the deceased, was wrong.

Issue notice returnable on 20/03/2026.

Petitioners to take steps for service of notice upon the respondent by Speed Post within 2 (two) days from today.

List the matter on 20/03/2026.

Interim prayer will be considered on the next date.

On the next date, the medial records of the deceased should be produced by the learned CGC.

JUDGE

JUDGE

Comparing Assistant