

March 2024

MONTHLY NEWS LETTER



DISABLED WAR VETERAN (INDIA) REGD

FROM PRESIDENT DESK



Capt NK Mahajan (Retd)

FROM PRESIDENT DESK

April month comes with a new financial calendar after last year's closure of accounts. DIWAVE also closed many issues during the year, but some of DIWAVE'S issues remain still open, and it would be endeavor to resolve these issues with full force. In particular, the special family pension to widows of War Disabled Soldiers, higher priority in reservations in engineering institute to the wards of War Disabled Soldiers, and exemption in income tax on war injury pension. In addition DIWAVE has been maintaining close liason with ECHS authorities to improve the polyclinics environment to provide priority in treatment to War Disabled Soldiers. I will again appeal to all members to participate more in what'sapp group and also visit DIWAVE office as per their convenience to interact and resolve their queries.

Jai Hind

***KEEP WELFARE OF THE WAR DISABLED / BATTLE CASUALTY
COMMUNITY ALWAYS EVERY TIME IN MIND***

CONTRIBUTE PHYSICALLY NOT ONLY ON WHATSAPP

DONATION / CONTRIBUTION & GRANTS

Donation Received In March 2024

Total Donation Received= Rs. 22,000.00

POINTS AND ISSUES TAKEN UP AND TO BE TAKEN UP

MEETING WITH MD ECHS

1. Meeting with MD ECHS was held on 16 March 2024.

Many points were taken up by Capt N K Mahajan, President **DIWAVE**, like:-

1. Delay in renewal cause inconvenience to Ex-servicemen when they approach such empanelled hospital / labs for treatment.
 2. Problems are still faced to get the artificial limbs and accessories for the beneficiaries.
 3. With the replacement of 32 KB card by 64 KB card the priority the priority annotation on card has been missed out initially. Issue was taken up by DIWAVE and few beneficiaries were issued cards with annotation for War Disabled and it was assured that it will be done for all War Disabled Soldiers / Battle Casualties. But it is still left out for many War Disabled.
 4. Why Battle Casualties have been kept at No 4 Priority in OPD Registration in Banglaru.
2. DIWAVE has again written a letter to QMG, stating that, most of War Disabled Soldiers are young and in their early age of their career and therefore should be given exemptions in pay level so as to allow them to purchase car up to Rs 20 Lakh as per their requirement / suitability. For them car purchase is a facility as per their requirement to suit their disability / for mobility Secondly their should not be a normal gap of eight years applicable between two car purchases as car has to be in most fit conditions during the usage by a War Disabled Soldiers and he may require another car even before eight years.

Diwave hopes that they will understand the requirement of War Disabled Soldiers in true sense and will instruct Canteen Stores Department to issue necessary amendment accordingly.

LEGAL ACTION AND STATUS

1. Cases in AFT no 248/13 & 431/14 listed on 10 July 2023, for arguments could not reach. On next date before arguments could start the council for Govt challenged the maintainability of the cases in AFT since the AFT rule allow only individual to file the case as against an Organization. Counter affidavit and Vakalatnama have been prepared and case is ready to defend. Case has been accepted but court has asked fresh Vakalatnama. Case was coming for final hearing on 09 Feb 2024. But case could not come up on 09 Feb 2024. Next date of hearing is 16 May 2024.

2. Case for **“PRIORITY FOR ADMISSION IN PROFESSIONAL COURSES & MEDICAL COLLEGES FOR WAR DISABLED RETAINED IN SERVICE”** filed in High Court was fixed for hearing on 25 August 2023. However Judge was on leave on 25 August 2023 and next hearing was to come up in Jan 2024. Matter was listed on 15 Jan 2024. Rejoinder has been filed by our Advocate and case has been listed now on 20 Aug 2024.

3. **Enhanced / Liberalized pension for Widows of War Disabled Soldiers / Battle Casualties** has been filed in High Court. Diary No of case is 1566001/2023. The hearing date was 08 Jan 2024, due to fire accident in the home of Diwave Advocate Mr Amit Verma just before hearing was due, a request for the case to be listed at a later date been made before the Court. The case was listed on 07th March 2024. The case didn't reach and has been listed for 23 April 2024.

4. Fresh case after withdrawal of impleadment **“Exemption of Income Tax for War Disabled Soldiers / Battle Casualties retained in Service”** came up for hearing on 18 Aug 2023 in Hon'ble Supreme Court. Senior advocate Mr Datar appeared for DIWAVE. The case was admitted and clubbed together with the existing WP on the CBDT circular. There was hearing on 10 Oct at Hon'ble Supreme Court No 11. The court adjourned the matter till 14 Jan 2024 for filling of counter affidavit by UOI. However CA not filed by UOI by 14 Jan 2024 and case is listed for hearing on 06 Feb 2024 in Court 7. Now next hearing will be on 7th May 2024.

If the respondents desire to file the counter affidavit(s) in any of the group matters, they shall do so within a maximum period of four weeks from today. Rejoinder affidavit, if any, to be filed within two weeks thereafter.

LATEST NEWS

1. Diwave wrote a reminder to Branch Manager, JT CGDA and Defence Banking Advisor SBI regarding recovery of excess pension payment of Sep Kartar Singh of Sikh Li.
The recovery is being made from the year 2014 onwards and after a lapse of about 9 year.
2. Diwave has received documents from No 1384017L ACP Nb Sub Devendran K (retd), regarding revision of service pension and war injury pension. The case has been taken up with PCDA (P) in Sep 2023.
3. Diwave reminded again to QMG Branch for issuing unique CSD Smart card to War Disabled Soldier/ Battle Casualties and their families also.
4. Diwave have received a request from No 10228373 L Ex Gdr Sujit Kumar Pal regarding financial assistance (issue of 2nd modified auto scooter) for the year 2022-23. Diwave taken up case with R & W section DIAV.

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