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**COURT NO. 2, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

OA No.326/12

IN THE MATTER OF:

Ex Sub Maj (Cik) Surajmal Singh BhattiPetitioner

VERSUS

Union of India & Ors.Respondents

Dated: 04.10.2012

Present: Mr. G.D. Mishra, counsel for the petitioner.
Dr. S.P. Sharma proxy for Dr. Ashwini Bhardwaj counsel for
the respondents

Learned counsel for the petitioner has shown to us the documents being electricity and telephone bills showing the petitioner to be resident of Delhi and the last movement order as well.

Thereafter, when we started considering merits of the matter, it transpired that petitioner had submitted a representation on 02.07.2012 only and since then the time prescribed by Section 21 has not expired.

Faced with this, learned counsel for the petitioner seeks to withdraw this petition with liberty to file fresh one, if necessary, at appropriate time and on the same cause of action.

Petition is accordingly dismissed as withdrawn with aforesaid liberty.

M.L. NAIDU
(Administrative Member)

N.P. GUPTA
(Judicial Member)

Dated: 04.10.2012
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