

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

15.

**MA 243/2014**  
**in OA 419/2011**

**Nb Sub Khemendra Kumar**

**.....Petitioner**

**Versus**

**Union of India & Ors.**

**.....Respondents**

**For petitioner** : Mr.K.Ramesh, Advocate  
**For respondents** : Mr. J.S.Yadav Adv. proxy for  
Mr. R.Balasubramanian, ASG

**CORAM:**

**HON'BLE MR. JUSTICE SUNIL HALI, MEMBER**  
**HON'BLE AIR MARSHAL J.N.BURMA, MEMBER**

**ORDER**  
**05.09.2014**

The grievance of the petitioner is that his case for promotion from Naib Subedar to Subedar is not being considered by the respondents. The stand of the respondents is that for promotion to the post of Naib Subedar, petitioner is required to satisfy the QR laid down for such promotion. One of the QR relates to procurement of 2 ACRs as Naib Subedar. Petitioner states that he was notionally promoted as Naib Subedar in 2014. Therefore, this condition can never be complied with. The respondents did not insist on this but state that the petitioner is required to qualify the Junior Leader Proficiency Test. For undergoing the course, the respondents are required to detail the petitioner for such course. Respondents have stated before this court that they will detail the

petitioner for such course whenever the next course is due. The MA stands disposed off.

**( SUNIL HALI )  
MEMBER**

**( J.N.BURMA )  
MEMBER**

New Delhi  
Dated the 5<sup>th</sup> September, 2014  
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