

COURT No. 2, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI
(Through Virtual Hearing)

7.

MA 450/2022 in OA1008/2018

Lt Col Vinod Ch (Retd.)

.....Applicant

Versus

Union of India & Ors.

.....Respondents

For Applicant : Mr. O.S.Punia, Advocate

For Respondents : Capt Sridhar J, OIC, Legal Cell

CORAM:

HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)

HON'BLE LT. GEN. BOBBY CHERIAN MATHEWS, MEMBER (A)

ORDER
15.11.2022

It is stated by the OIC, Legal Cell that cost has been paid which fact is admitted by counsel for the applicant. The order has however, not been implemented so far. It is stated that the same is pending with the Sanctioning Authority. On an earlier occasion, respondents have been taking dates on the ground that the SLP has to be filed. However, the OIC, Legal Cell is unaware of this fact and counsel for the respondents is not available being unwell.

In any case on 28.04.2022, it was made clear to the respondents that in case SLP is not filed within two weeks, then the order was to be implemented. No sufficient ground has been

assigned as to why the order has not been implemented. The mere fact that the issue is pending with the Sanctioning Authority is no ground for not implementing the order.

Under the circumstances, adjournment is granted subject to payment of Rs. 20,000/- as cost which be paid to the applicant by way of demand draft and the order be implemented within four weeks.

Relist on **17.01.2023**.

(JUSTICE SUNITA GUPTA)
MEMBER (J)

(LT. GEN. BOBBY CHERIAN MATHEWS)
MEMBER (A)

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