

**COURT NO. 1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

53.

MA 3480/2023 in OA 1438/2021

Maj S Eswari Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. S S Pandey, Advocate
For Respondents : Mr. Satya Ranjan Swain, Advocate

WITH

54.

MA 3527/2023 with OA 276/2022

Lt Col Nandita Satpathy Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. S S Pandey, Advocate
For Respondents : Mr. Satya Ranjan Swain, Advocate

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**HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)**

ORDER
08.12.2023

MA 3480/2023 in OA 1438/2021

It is fairly stated by Shri S. S. Pandey, learned counsel appearing for the applicant, that now respondents have implemented the directions issued by this Tribunal in OA No. 1438/2021 on 19.04.2023 and he has no further grievance in the matter and, therefore, the application can be disposed of taking note of the statement made by him.

2. In view of the aforesaid, MA 3480 stands disposed of.

3. In view of the aforesaid position, directions issued on 29.11.2023 in the matter of reference to the Hon'ble Chief Justice of Delhi High Court for initiating contempt of Court's proceedings stands withdrawn and in this regard no action be taken by the Principal Registrar.

MA 3527/2023 with OA 276/2022

Having heard learned counsel for the parties at length, we are of the considered view that with regard to the posting and permitting the petitioner to join after re-instatement until the status quo directed to be maintained by the Hon'ble Supreme Court on 01.04.2022 at the instant of the applicants in special leave Petition 4973/2022 is clarified or modified, judicial propriety does not permit this Tribunal to pass such modification. In view thereof, we cannot consider the prayer as made before us today in MA. 3527/2023.

2. Re-list on **22.01.2024**.

3. A copy of this order be provided DASTI to learned counsel for both the parties.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

**[REAR ADMIRAL DHIREN VIG]
MEMBER (A)**