

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

11.

OA 43/2020

Ex Hav Pankaj Kumar Kaushik

..... Applicant

VERSUS

Union of India and Ors.

..... Respondents

For Applicant : Mr. Virender Singh Kadian, Advocate

For Respondents : Mr. K K Tyagi, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)

HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER

03.10.2023

Original RMB proceedings qua the applicant have been produced by the respondents and are directed to be retained on record till pronouncement of the orders. In relation to the clarification sought qua the averments in para 10(a) and 10(b) in the Statement of the Commanding Officer placed at page 62 of the record as being part of Annexure R-1 submitted by the respondents, the respondents submit that they do not deny that the applicant was admitted on 09.12.2008 at MH Ahmadabad and state further to the effect that there are no clarifications that can be submitted in relation to the Statement of the Commanding Officer placed at page 62 of the record forming part of Annexure R-1, in view of the response at para 4 (a) in the RMB proceedings placed at page 66.

Heard.

Reserved.

**6(JUSTICE ANU MALHOTRA)  
MEMBER (J)**

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