

**COURT No.3, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

4.

OA 588/2017

Ex Recruit Sushil Kumar

..... ..Applicant

Vs.

UOI & Ors

.....Respondents

For Applicant

: Ms. Archana Ramesh, Advocate

For respondents

: Capt. Mohitma Badkur, O/IC ,Legal Cell

CORAM:

HON'BLE MR. JUSTICE V. K. SHALI, MEMBER

HON'BLE LT. GEN. S.K. SINGH, MEMBER

ORDER

19.04.2017

1. Heard.
2. Issue notice.
3. Capt Mohitma Badkur, Officer In-Charge, Legal Cell, accepts notice on behalf of the respondents and drawn attention of the Tribunal to page 14 of the Paper Book where detailed reasons for discharge of the applicant have been enumerated. This essentially pertains to the applicant being given three chances in order to qualify the Basic Battle Physical Endurance Test in which he was unsuccessful in all attempts.
4. Let an affidavit be filed within four weeks with advance copy to the learned counsel for the applicant. Rejoinder, if any, may be filed within two weeks thereafter.
5. List on **21.07.2017**.

**(JUSTICE V. K. SHALI)
MEMBER (J)**

**(LT. GEN. S. K.
SINGH)
MEMBER (A)**

