

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

1.
OA 1870/2020

In the matter of :

Lt Col Saurabh Dutt**Applicant**
Versus
Union of India & Ors.**Respondents**

For Applicant : Applicant in Person
For Respondents : Dr. V S Mahndiyan, Advocate for R-1
None for R-2

CORAM:
HON'BLE MS.JUSTICE SUNITA GUPTA, MEMBER (J)
HON'BLE AIR MARSHAL B.B.P. SINHA, MEMBER (A)

ORDER
22.07.2021

Notice was sent to R-2, Dr. (Mrs.) Ann.S. Dutt and as per tracking report, same has been duly served upon her. Despite that she has failed to appear. Under the circumstances there is no option but to proceed her ex parte.

Applicant prays for grant of interim relief by refunding of Rs.5,00,000/- to him which, according to him has been illegally deducted by R-1.

However, at this stage, without calling for the reply of the respondent, it is not possible to grant such an Interim Relief. OA is admitted.

Notice is issued to the respondents which is accepted by Dr. V.S. Mahndiyan, Advocate on behalf of the R-1. Counsel for R-1 seeks time to file counter affidavit, same be filed

within six weeks with copy to the applicant. Rejoinder if any,
be filed within four weeks thereafter.

Re-list on **28.09.2021**.

(JUSTICE SUNITA GUPTA)
MEMBER (J)

(AIR MARSHAL B.B.P. SINHA)
MEMBER (A)

sm/ap