

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

2.

MA 3522/2024 in OA 7291/2024

Brig Padmasambhava Acharya Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Mohan Kumar, Advocate
For Respondents : Mr.K.K. Tyagi, Sr CGSC

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

ORDER
30.08.2024

MA 3522/2024

This application has been filed invoking the jurisdiction of this Tribunal under Rule 6 of the AFT (Procedural) Rules seeking permission to file the OA with regard to award of severe displeasure to the applicant operative for a period of four years issued by the Competent Authority.

2. Perusal of the records indicates that the entire cause of action in the matter arose within the jurisdiction of the Regional Bench at Jammu and the applicant wants hearing of the matter only on account of security concerns and various administrative reasons indicated in the application.

3. In my considered view merely because of the said security reasons, no case is made out for transfer of the matter to AFT, PB New Delhi, which is already overburdened with more than 10000 cases whereas the Benches at Jammu and Chandigarh are

having less number of cases and have Members who can hear the matter. Considering the same the application is not allowed. The original application is returned with liberty to the applicant to either invoke the jurisdiction of the RB Jammu or RB Chandigarh where the applicant is posted for the present.

4. MA stands as dismissed.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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