

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

A.

OA 1376/2023

Ex Sep Dharamvir Kumar Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Rhoit Pratap, Advocate for
Mr. Amit Kumar, Advocate
For Respondents : Mr. Y P Singh, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

ORDER
20.03.2024

As per record, notices were issued on 19th May, 2023 and we find that the respondents have not filed any reply yet. The applicant had been appearing in-person and looking to the fact that he is a Sepoy and may not be able to effectively argue the matter, we had requested the Delhi Legal Aid Services Authority to appoint a counsel from the Legal Aid Panel and accordingly Mr. Amit Kumar has been appointed.

2. However, today Mr. Rohit Pratap, proxy counsel has informed that Mr. Amit, learned counsel for the applicant has not been able to come because his wife is undergoing some treatment in the Hospital.

2. As the respondents have not filed the counter affidavit, we grant three weeks' time, as a matter of last indulgence to

file the counter affidavit, failing which their right to file the same shall be closed and the matter shall be proceeded with.

3. We also find that Respondent No. 3 has been impleaded as a party and notices have not yet been served on him.

4. On filing of process fee within one week, notice shall be issued to respondents No. 3 Let counter affidavit be filed within a period of three weeks.

5. List the matter on **26th April, 2024**.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

**[LT GEN C.P. MOHANTY]
MEMBER (A)**

Ps