

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

59.

MA 842/2024 WITH MA 843/2024 IN OA 274/2022

Union of India & Ors.	Applicants
Versus		
Maj Gen Bipin Bakshi (Retd)	Respondent
For Applicants	:	Mr. Rajeev Kumar, Advocate
For Respondent	:	Mr. Baljeet Singh, Advocate

CORAM

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

ORDER
28.02.2024

MA 842/2024

Seeking leave to appeal with regard to the order passed on 15.05.2023 in OA 274/2022, under Section 31 of the Armed Forces Tribunal Act, 2007, this application has been filed by the applicants-Union of India and Ors.

2. The OA 274/2022 was allowed in the light of the law laid down in the case of *Air Vice Marshal P Subhash Babu Vs. Union of India and Ors.*, (OA No.2342 of 2019) decided by this Tribunal on 04.11.2020 and the order passed has been implemented and all the benefits conferred on the applicant. Similarly, all other similar cases have also been allowed. Once the law laid down in the case of *Air Vice Marshal P Subhash Babu* (supra) and order passed therein

has been implemented by the respondents, we see no reason now to grant any leave to appeal.

3. There being a delay of 174 days, MA 843/2024 has also been filed seeking condonation of the same, for which there is no satisfactory explanation. The MA is accordingly dismissed.

4. In view of the aforesaid, the MA 842/2024 stands dismissed both on the ground of merit and delay.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

**Neha
MA 842/2024**