

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

3.

MA 191/2024 IN OA Diary No.212/2024

Ex Hav Avhad Kailash Shankar	.....	Applicant
Versus		
Union of India & Ors.	.....	Respondents

For Applicant	:	Mr. J P Sharma, Advocate
For Respondents	:	Mr. S.S. Sinha, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

ORDER  
19.01.2024

MA 191/2024

The applicant has invoked the jurisdiction of this Tribunal under Rule 6 of the Armed Forces Tribunal (Procedure) Rules, 2008, seeking permission to initiate the proceedings before the Principal Bench, New Delhi, on the ground that the Regional Bench, Mumbai is not functional because certain Full Bench matters are being heard. Regional Bench at Mumbai has less than 750 cases pending and the Bench is functional everyday with both the Judicial Members and the Administrative Members being there. On the contrary, the Principal Bench is clogged with large number of cases and due to non-functional of all three Benches it is not possible to hear all the cases in time. Taking note of all these circumstances, I see no reason to allow this application

and permit hearing of OA Diary No.212/2024 at Principal Bench. The applicant can file the OA at Regional Bench, Mumbai and make a mention to the Judicial Member for taking up the matter for admission before the Full Bench proceedings start.

2. Considering all these factors, the application is dismissed.

3. The application and other documents, apart from Rule 6 application, be returned to the applicant for presenting before the Regional Bench at Mumbai.

4. In view of the aforesaid, the MA stands disposed of.

**[JUSTICE RAJENDRA MENON]**  
**CHAIRPERSON**

**Neha**  
**MA 191/2024**