

**COURT No. 3, ARMED FORCES TRIBUNAL,  
PRINCIPAL BENCH, NEW DELHI**

**47.**

**OA 1403/2018**

**In the matter of :**

**Flt Lt Anurag Tyagi**

**... Applicant**

**Versus**

**Union of India & Ors.**

**... Respondents**

**For Applicant** : Mr. Ankur Chhibbar, Advocate

**For Respondents** : Mr. Ashok Chaitanya, Advocate

**CORAM:**

**HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)**

**HON'BLE LT. GEN. PHILIP CAMPOSE, MEMBER (A)**

**O R D E R  
23.08.2018**

By way of the present OA, the applicant is challenging the impugned orders dated 28.03.2018, whereby the applicant was transferred to helicopter stream and 06.04.2018, whereby his representation dated 08.02.2018 was rejected. Learned counsel for the respondents states that the applicant should have exhausted alternative remedies available to him before approaching this Tribunal. Learned counsel for the applicant, in this regard, submits that he had already made a representation, which was rejected and, therefore, he has already exhausted alternative remedies.

Without going into this aspect of the matter, the respondents are given liberty to take necessary objections in their counter affidavit.

Admit.

Issue Notice to the respondents. Mr. Ashok Chaitanya, Advocate accepts notice on behalf of the respondents and seeks time to file counter affidavit. Let the same be filed within four

weeks with advance copy to the learned counsel for the applicant, who may file rejoinder, if any, before the next date.

List on **9<sup>th</sup> October, 2018** before the Principal Registrar for completion of pleadings.

**[JUSTICE SUNITA GUPTA]**  
**MEMBER (J)**

**[LT. GEN. PHILIP CAMPOSE]**  
**MEMBER (A)**

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*O.A. No. 1403 of 2018 – 23.08.2018*