

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

10.

MA 1839/2024 in OA 3251/2023

Sub Dhan Singh Patawat (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Arvind Kumar., Advocate
For Respondents : Mr. Sudhir Kumar, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN P.M HARIZ, MEMBER (A)

ORDER
28.05.2024

On behalf of the respondents in pursuant to directions dated 02.05.2024 has been placed on record the copy of communication dated 21.05.2024 with a copy of the decision on the Second Appeal for seeking grant of disability element dated 02.05.2024 whereby the second appeal of the applicant has been rejected. Through the present application MA 1839/2024, the applicant seeks revival of OA 3251/2023 with submissions in Para 3 thereof, to the effect :-

“3. That the applicant further herein that the requisite period of six months, post preferring the appeal, has elapsed; be that at it may, the respondents have not disposed of the appeal as yet and under the circumstances as such there is no other remedy available to the applicant except to approach this Hon'ble Tribunal for the appropriate relief.”

However, as of date the second appeal stands adjudicated upon and thus there can be no restoration of OA 3251/2023. However, it is open to the applicant to seek redressal afresh in accordance with law in terms of the order dated 25.10.2023 in OA 3251/2023.

MA 1839/2024 is disposed of, accordingly.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(LT GEN P.M HARIZ)
MEMBER (A)

Yogita