

**COURT No.1**  
**ARMED FORCES TRIBUNAL**  
**PRINCIPAL BENCH: NEW DELHI**

23.

OA 276/2011

Brig. P. S. Gill	.....	Applicant
VERSUS		
Union of India and Ors.	.....	Respondents

For Applicant : Mr. K. Ramesh, Advocate  
For Respondents : Mr. Anil Gautam, Advocate

CORAM

**HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON**  
**HON'BLE LT GEN PHILIP CAMPOSE, MEMBER (A)**

**ORDER**  
**02.09.2020**

The prayer made in the application is for issuing a direction to the respondents to de-classify the results of the Special Selection Board held in respect of the applicant on 7<sup>th</sup> April, 2006. The matter was adjourned *sine die* as certain issues having direct bearing on the case were pending before the Hon'ble Supreme Court, in as much as the applicant was facing disciplinary action, because of which the result of the Board was not de-classified. Ultimately, the disciplinary proceedings came to this Court in OA 147/2010. By the order passed on 24<sup>th</sup> May, 2011, the proceedings initiated against the applicant were quashed and the order was upheld by the Hon'ble Supreme Court. As a consequence thereof, as on today, nothing is pending against the applicant and it is the submission of the applicant that the results of the Special Selection Board held on 7<sup>th</sup> April, 2020 be de-classified and implemented in accordance with law.

2. Prima facie, we see no hindrance in not de-classifying the results of the Special Selection Board. However, learned counsel for the respondents and the departmental representative want to seek instructions in the matter. They may do so. The respondents shall file their reply stating the reasons as to why the prayer made by the applicant should not be allowed.

3. List the matter on **18<sup>th</sup> September, 2020**.

**(RAJENDRA MENON)**  
**CHAIRPERSON**

**(PHILIP CAMPOSE)**  
**MEMBER (A)**

Alex/ps