

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

25.

OA 357/2016

Shri Bhawani Dutt Notyal Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Applicant-in-person
For Respondents : Mr. Arvind Patel, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
29.08.2023

The applicant submits that the learned counsel is unwell.

On a perusal of the records it is indicated that vide averments made in para 4.2 of the counter affidavit dated 15.07.2016 it has been averred by the respondents to the effect.

“Para 4.2 : That in reply to the contents of Para 4.2 of OA, it is stated that as per record. The applicant was enrolled in the IAF on 07 Jul 75 for a term of 15 year of regular service and was discharged from service on 31 July 1990 under the clause ‘On fulfilling the conditions of his enrolment’ Before discharge from IAF, the applicant had rendered a total of 15 years and 23 years of regular qualifying service.”

It is essential that the respondents thus produce the original terms of contract with the applicant on the next date of hearing.

AFI 12/69 and AFI 14/80 refer to para 4.5 to 4.11 of the said counter affidavit be also produced by the respondents.

Copy of this order be given *DASTI* as prayed.

The matter be re-notified for final hearing on **09.10.2023**.

**(JUSTICE ANU MALHOTRA)
MEMBER (J)**

**(REAR ADMIRAL DHIREN VIG)
MEMBER (A)**

FOQIA