

**COURT NO.2, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI**

44.

OA 1485/2018

Lt Col Sharath Kumar Bhat (Retd.) Applicant

Versus

Union of India and Ors. Respondents

For Applicants :Mr. Ajit Kakkar, Advocate

For Respondents :Maj Shivani Pathania, OIC, Legal Cell

CORAM:

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

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

**ORDER
01.10.2020**

Since functioning of the Tribunal was suspended, therefore, as per circular dated 21.09.2020, the case is taken up today.

Neither the counter affidavit has been filed nor the cost has been deposited. We are informed that comments were handed over to counsel for the respondents way back on 19.05.2019.

Under the circumstances, it is not understandable as to why the counter affidavit could not be filed. Last opportunity is sought by counsel for the respondents. Deposit of cost of Rs. 5000/- will be the condition precedent for filing the counter affidavit which be filed within two weeks, failing which right of the respondents to file the same shall stands closed automatically.

Relist on **20.01.2021.**

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

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

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