

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

30.

OA 2790/2023

Maj G Varun Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Shruti Rawat, proxy for
Mr. S S Pandey, Advocate
For Respondents : Mr. Anil Kumar Gautam, Sr. CGSC

CORAM

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

ORDER
19.09.2023

The applicant vide the present OA 2790/2023 makes the following prayers:-

- “1. Calling for the records based on which the Respondents have issued the illegal arbitrary and discriminatory policy dated 15.01.1991 of and applied the same on the Applicant to deny him permanent commission in terms of the impugned order dated 06.12.2021 and thereafter quash the same.*
- 2. Direct the Respondents to consider the Application for grant of permanent commission by holding a Spl No. 5 SB.*
- 3. In alternative in the event of non grant of PC to the Applicant, he may be permitted to serve till completion of 20 years as permitted by the Hon'ble Supreme Court to Women Officers of SS-1 and SS-2 Batches.*
- 4. Issue such other order/direction as may be deemed appropriate in the facts and circumstances of the case.”*

Notice of the OA is issued and accepted on behalf of the respondents. Counter affidavit be filed by the respondents within a period

of four weeks with the rejoinder thereto being filed by the applicant within a period of four weeks thereafter.

The matter be listed before the Principal Registrar for completion of pleadings on **20.11.2023** and before the Bench thereafter.

In view of the submissions made on behalf of the applicant and not refuted on behalf of the respondents, that the matter is similar to that in OA 2620/2021, presently pending before the Hon'ble Court 1, subject to the orders of the Hon'ble Chairperson, proceedings of the present OA be placed along with OA 2620/2021 on the date 12.10.2023.

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

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

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