

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

3.

OA 602/2019 with MA 1177/2019 & 4695/2023

Maj Gen Hemant Kumar Singh (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. T.P.S. Deol, Advocate
For Respondents : Mr. R.S. Chillar, proxy for
Mr. Anil Kumar Gautam, Sr. CGSC

CORAM

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

ORDER
08.01.2024

No counter affidavit has been filed on behalf of the respondents till date despite repeated directions. A submission is made on behalf of the respondents that the same would be filed within a period of 10 days, in the event of the same not being filed within a period of 10 days from today the right to file the counter affidavit would stand automatically closed. Furthermore, on the next date of hearing the original record of the CAO Office of the respondents qua the applicant be produced on the next date of hearing.

2. A copy of an e-mail dated 06.01.2024 has also been submitted on behalf of the applicant by Col TSP Deol, a request is made through an email sent by the applicant that Col TPS Deol would appear on his behalf. A submission is also made through the said mail to the effect that the applicant has undergone a

double abdomen surgery and is unable to put a physical attendance and thus seeks a virtual hearing. In the interest of justice, we consider it appropriate to permit the prayer of virtual hearing and the matter is directed to be re-notified for virtual hearing.

3. The matter be re-notified for hearing on **11.03.2024** at **2:15 P.M.**

The copy of this order be given *DASTI*, as prayed.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

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