

COURT NO. 1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

94.

MA 3263/2024 in OA 2888/2023

Rect (Gnr) Prem Chand Kumar	Applicant
Versus		
Union of India & Ors.	Respondents

For Applicant	:	Mr. BP Vaishnav, Advocate
For Respondents	:	Dr. Vijendera Singh Mahndiyan, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN C. P. MOHANTY, MEMBER (A)

O R D E R
09.08.2024

MA 3263/2024

Having heard learned counsel for the parties, issue notice to the Superintendent of Police, Aurangabad, Bihar directing him to produce the entire case diary with regard to the FIR registered in Police Station - Bandeya, District - Aurangabad (Bihar) vide Diary No. 1/2018 in the matter of offence committed under Section 341, 323, 308, 504, 506 and Section 34. The details of the FIR as has been indicated read as under:-

“Verification Roll of the individual was received from office of the Superintendent of Police, Aurangabad vide their letter Number 581/2021 dated 05 June 2021 (Exhibit-1) thereon, it was found that the above recruit was involved in criminal case under I.P.C sections 341, 323, 308, 504, 506 and 34 vide F.I.R. No. 01/28 dated 26 January 2018 registered in Thana Bandeya, District- Aurangabad (Bihar) before enrolment. The Superintendent of Police, Aurangabad and Police Station

Bandeya has declared that applicant ‘Not fit for service in the Army’.”

2. Principal Registrar of this Tribunal is directed to forward a copy of this order along with a copy of the communication received from the police authorities vide annexure A-6 on 21.01.2022 and certify as to whether the averments made and facts stated in the application are correct or not. The relevant case diary be also produced for perusal of the Tribunal.
3. List the matter on 8th October, 2024.
4. Let a copy of this order be provided ***DASTI*** to the respondents for onward transmission to the Superintendent of Police concerned.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

**[LT GEN C. P. MOHANTY]
MEMBER (A)**

/Priya/
MA 3263/2024