

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

1.

OA (Appeal) 3801/2024 with MA 4062/2024

Gp Capt Yuvraj Singh Chauhan thru Pairokar ..... Applicant  
Versus

Union of India & Ors. .... Respondents

For Applicant : Mr. S S Pandey, Advocate  
For Respondents : Mr. Karan Singh Bhati Sr CGSC,  
Wg. Cdr I.N. Swamy

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON  
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

O R D E R  
19.09.2024

This appeal has been filed under Section 15 of the Armed Forces Tribunal Act 2007 challenging the findings and punishment imposed on the applicant after General Court Martial vide Annexure A-1 on 09.05.2024. Along with the same, an application for suspension of sentence during pendency of the appeal has also been filed vide MA No. 4062/2024.

However, as the confirmation proceedings with regard to sentence awarded by the General Court Martial is pending before the Competent Authority, for the present, taking note of the fact that the applicant has been punished with a sentence to be cashiered from service and RI for six months of which about 142 days of custody has already been under gone by the applicant. As an interim measure, we direct that until further orders the sentence of RI of six months shall remain suspended, for the

present subject to orders that may be passed by the Confirming Authority, we suspend the sentence of imprisonment for the present and grant interim bail to the applicant.

3. Taking note of the aforesaid, we allow the prayer for suspension of sentence of imprisonment of six months and direct as under:-

- i) The applicant shall be released on bail on his furnishing a personal bond of Rs. 10,000/- with one surety of the like amount to the satisfaction of the Joint Registrar (Judicial), Armed Forces Tribunal, Principal Bench, New Delhi.
- ii) That the applicant shall not commit any further offence.
- iii) That the applicant shall surrender his passport, if any, to the Joint Registrar (Judicial), Armed Forces Tribunal, New Delhi.
- iv) The applicant shall make himself available at the time of promulgation.
- (v) Learned counsel also prays for stay of the conviction until and unless the sentence is not confirmed by the competent authority, we see no reason to stay the conviction.

4. List the matter on **22.11.2024** .

**‘DAST’.**

**[JUSTICE RAJENDRA MENON]  
CHAIRPERSON**

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

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