

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

188.

OA 365/2022

Ex Hav Binod Kumar Yadav
Versus
Union of India & Ors.

... Applicant

... Respondents

For Applicant : Mr. S.C. Jaidwal, Advocate
For Respondents : Mr. Niranjana Das, Advocate

CORAM :

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

O R D E R
22.11.2023

As the dispute and the controversy involved in this application is based on the fact that the applicant was on casual leave from 6th July, 2014 to 3rd August, 2014 and according to him while he was returning from casual leave to join his duty on 23rd July, 2014 he met with an accident. As there is no evidence to show as to whether the applicant was recalled to join duty on 23rd July, 2014 which compelled him to travel for joining duty. We call upon the OC 2 (I) Armd Bde Sig Coy to submit a detailed affidavit indicating as to whether the applicant was recalled for joining duty while he was on leave between 6th July, 2014 to 3rd August, 2014, and if so, the documents in support thereof or it should be indicated as to whether there was any reason for the recall of the applicant before expiry of his casual leave.

2. List the matter on 12th January, 2024.

3. Let a copy of this order be provided '*DASTI*' to both the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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

Ps