

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

6.

MA 5505/2023 in OA 2206/2019

Wg Cdr Samir Kumar Jha (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ram Niwas Bansal, proxy for
Mr. Baljeet Singh, Advocate
For Respondents : Mr. Y.P. Singh, Advocate
Mr. Dinesh Kumar, Advocate

CORAM

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

ORDER
03.05.2024

On behalf of the respondents, learned counsel submits that the respondents intend to assail the order dated 31.07.2023 in OA 2206/2019 by filing a writ petition. Vide a separate order dated 31.07.2023 on the records of OA 2206/2019, the prayer made by the respondents seeking grant of leave to appeal against the said order in terms of Section 31(1) of the AFT Act, 2007, has been expressly declined. Vide orders dated 13.03.2024 and 04.01.2024, the respondents were granted six weeks time, and four weeks' time respectively, to submit the compliance report of compliance of directions dated 31.07.2023 in OA 2206/2019.

3. In view thereof, in the event of there being no stay order of the operation of the order dated 31.07.2023 in OA 2206/2019, being placed on the record by the respondents for the next date of

hearing, the respondents shall place on record the affidavit for compliance of the said directions on the next date of hearing along with a demand draft for payment of costs of a sum of Rs. 50,000/- in the name of the applicant.

4. The matter be re-notified for hearing on 10.07.2024.

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

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

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