

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

16.

MA 4385/2023 IN OA 1469/2021

Sgt Mukesh Kumar Retd	Applicant
Versus		
Union of India & Ors.	Respondents

For Applicant	:	Mr. A K Chaudhary, Advocate
For Respondents	:	Mr. Prabodh Kumar, Sr. CGSC

CORAM

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

O R D E R
03.10.2024

MA 4385/2023

This application has been filed by the applicant seeking execution of an order passed by this Tribunal on 30.01.2023 in OA 1469/2021.

2. Notices on this application were issued more than a year ago, on 16.10.2023. Today, when the matter was taken up, learned counsel for the respondents, on instructions, informs us that the respondents propose to file a writ petition in the Hon'ble High Court instead of complying with the order.

3. Taking note of the manner in which the respondents are dealing with the issue, issue notice to respondents No.1 to 4 to show cause as to why contempt action should not be initiated against them in accordance to the law laid

down by the Full Bench in the case of *Lt Col Mukul Dev* Vs. *Shri R.K. Mathur & Ors* [CA 4/2014 in OA 04/2014 (RB, Kolkata), decided on 31.07.2024].

3. The show cause notice shall be made returnable within four weeks. The respondents are directed to either comply with the order or face the consequences on the next date.

4. List again on 20.11.2024.

5. A copy of this order be given *'DASTI'* to both the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

[REAR ADMIRAL DHIREN VIG]
MEMBER (A)

Ps
MA 4385/2023