

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

4.

MA 2988/2023 in OA 1933/2021

Hony Sub Maj Umesh Applicant
Chand Sharma (Retd) & Ors
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Mr. Arvind Kumar, Advocate

CORAM

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

O R D E R
23.09.2024

MA 2988/2023

Vide order passed on 22.07.2024 the matter was referred to the Chief Justice of Hon'ble Delhi High Court. However, the matter has been placed before us vide office note dated 29th August, 2024 indicating that in view of the law laid down by the Full Bench of AFT, PB in the case of *Lt. Col Mukul Dev Vs Shri R.K.Mathur & Ors.* (CA 4/2014 in OA 04/2014 decided on 31.07.2024) as powers of contempt are available to this Tribunal now the matter is placed for consideration.

2. Keeping in view the aforesaid we direct for issuance of notice to the original respondents in OA 1933/2021 asking them to show cause as to why contempt action should not be

taken against them for non-compliance of the order passed by this Tribunal on 06.12.2022 and why they should not be punished for the same. Respondents are granted four weeks' time to purge the contempt or to show cause as to why action should not be taken against them.

3. List again on 21st October, 2024.
4. Let a copy of this order be provided *DASTI* to learned counsel for the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

[REAR ADMIRAL DHIREN VIG]
MEMBER (A)

Priya
MA 2988/2023