

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

29.

MA 2133/2023 IN OA (Appeal) 819/2023

In the matter of :

SIGMN Alim Khan

(Through His Brother Md Saleem)

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Shri Anand Kumar, Advocate

For Respondents : Gp Capt Karan Singh Bhati, Sr CGSC

CORAM :

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

HON'BLE LT. GEN. C P MOHANTY, MEMBER (A)

O R D E R

22.05.2023

MA 2133/2023

This application has been filed for grant of bail to the applicant, who is facing trial which is under challenge in OA (Appeal) 819/2023.

2. The first bail application was rejected on merit by this Tribunal on and this is the second bail application.

3. Issue notice to the respondents. Gp Capt Karan Singh Bhati, learned Sr. CGSC takes notice. He may file his response to the bail application within four

weeks. List the bail application for consideration on merit on **11th July, 2023**.

4. In the meanwhile, considering the fact that the applicant's brother is to get married on 24th May, 2023 and certain functions are to be held from 23rd May, 2023, we direct that the applicant be released on parole forthwith to attend the marriage and functions of his brother to be held on 23rd May, 2023 and 24th May, 2023. He shall surrender to the Competent Authority on 26th May, 2023. The parole shall be granted to the applicant on his furnishing a personal bond in the sum of Rs. 25,000/- (Rupees Twenty Five thousand only) with one surety of the like amount to the satisfaction of the Commanding Officer.

5. The applicant shall also file an affidavit and undertaking of the surety, to the effect that he shall not misuse the parole granted, he shall not interfere with the investigation and inquiry or the trial in progress and shall not interact with the witness(es) or do anything which will prejudicially effect the right of the respondents to hold fair trial.

6. In case, the applicant violates this order, the same should be brought to the notice of this Tribunal so that consequential actions can be taken against the applicant. .

7. Let a copy of this order be provided ***DASTI*** to learned counsel for the parties.

[RAJENDRA MENON]
CHAIRPERSON

[C P MOHANTY]
MEMBER (A)

/ps/