

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

8.

OA 2602/2024

Arpit Sangwan	.....	Applicant
Versus		
Union of India & Ors.	.....	Respondents

For Applicant	:	Mr. Neeraj Kumar Sharma, Advocate
For Respondents	:	Mr. Anil Kumar Gautam, Sr. CGSC

CORAM

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

O R D E R  
02.08.2024

Learned Sr. CGSC for the respondents raises a preliminary objection, submitting that in view of the Full Bench judgment in the case of Rect Kaptan Singh Vs. Union of India and Ors. (OA 17/2015) decided on 28.05.2024, the instant matter is not maintainable before the Tribunal.

2. We note that the applicant approached the Hon'ble Delhi High Court by filing a Writ Petition and a Division Bench of the Delhi High Court, in W.P.(C) No.8750/2024, considered the question of maintainability of this application and passed a detailed order. The said order has attained finality between the applicant and the respondents, as the respondents were represented by counsel at the time of admission.

3. In light of the above, we cannot uphold the objections raised before us as it would be contrary to the directions issued by the Hon'ble Delhi High Court. Mr. Anil Kumar Gautam, learned Sr. CGSC for the respondents, seeks time to obtain instructions.
4. List again on **06.09.2024**.
5. Let a copy of this order be given '***DASTI***' to both the parties.

[JUSTICE RAJENDRA MENON]  
CHAIRPERSON

[LT GEN C.P. MOHANTY]  
MEMBER (A)

Ps  
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