

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

23.

OA 1252/2017

Ex Hony Nb Sub Beer Singh Panwar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Sangeeta Tomar, proxy for
Mr. S M Dalal, Advocate
For Respondents : Gp Capt Karan Singh Bhati, Sr. CGSC for
R 1 & 2 and Ms. Anjali Vohra For R-3

CORAM

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

ORDER
02.11.2023

Counsel for the applicant is stated to be in some personal difficulty.

Vide order dated 25.07.2018 vide para 2 thereof it had been observed thereof:-

“2. In view of above, it is clarified that instead of para 58(e) of the prayer clause (a) of the OA, it will be read as para 59(e).”

In terms of Rule 33 of AFT Practice Rules 2009 it has been provided to the effect:-

“33. Incorporation of amendments, filing of additional reply, etc.-

(1) When the Tribunal allows an application for amendment of the pleadings or for addition of parties, the same shall be carried out in red ink indicating the date of the order and duly signed by the party or legal practitioner, who has obtained the order, within the time granted for the purpose by the order or if no time is granted, within 14 days from the date of the order.

(2) If, the Bench or the Tribunal has directed furnishing of a fresh copy incorporating the amendments or addition of parties, the same shall be filed in triplicate and after serving a copy of the amended pleading on the other party within the time granted by the Court or if no time is granted, within 14 days from the date of the order,

(3) In case of default under sub-rules (1) and (2), the Registry shall place the matter before the Bench for orders.”

It is considered essential that the amendment in the prayer clause (a) of the OA mentioning para 58(e) be made in Red Ink to read as para 59 (e) within a period of two weeks under signatures of the counsel.

Re-list the matter on **23.11.2023**.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)

AP