

**COURT No.1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI**

101.

OA 702/2019

Hony Capt Madan Mohan Yadav		Applicant
VERSUS		
Union of India and Ors.		Respondents

For Applicant : Mr. Ajit Kakkar, Advocate

For Respondents : Mr. K.K. Tyagi, Advocate

CORAM

HON'BLE MR. JUSTICE VIRENDER SINGH, CHAIRPERSON
HON'BLE LT GEN PHILIP CAMPOSE, MEMBER (A)

ORDER
01.05.2019

Categoric case of the applicant is that he was conferred with the rank of Hony Capt on 26th January, 2019, whereas he has not attached any documentary proof in this regard. Mr. Ajit Kakkar, learned counsel for the applicant, is not in a position to tender any explanation for the same. Since the applicant is on affidavit to make this averment, we hereby make it clear that if the factum of conferment of rank of Hony Capt upon the applicant is factually proved to be otherwise, the instant OA on that count alone would be dismissed with heavy costs. This is acceptable to Mr. Kakkar.

Issue notice. Notice is accepted by Mr. K.K. Tyagi, learned counsel, appearing for the respondents.

Adjourned and list again on 14th May, 2019.

To be indicated in **ADMISSION COLUMN**.

(VIRENDER SINGH)
CHAIRPERSON

(PHILIP CAMPOSE)
MEMBER (A)

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