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**COURT NO. 3, ARMED FORCES TRIBUNAL,  
PRINCIPAL BRANCH, NEW DELHI**

**O.A. NO. 1 OF 2009**

**IN THE MATTER OF :**

**Havildar/Clerk Sheikh Gulam Nabi**

**Through Shri I.B.S. Thokchom, Advocate**

**.....Petitioner**

**VERSUS**

**Defence Secretary and others**

**Through Shri Gaurav Liberhan, Advocate**

**.....Respondents**

**CORAM :**

**HON'BLE SH. MANAK MOHTA, JUDICIAL MEMBER,**

**HON'BLE LT GEN Z.U.SHAH, ADMINISTRATIVE MEMBER**

**ORDER**

**13-08-2009**

We have heard and perused the relevant record. The Petitioner has disputed his posting orders and requested for an interim order for stay of posting ordered vide AMC Record Letter No. 341007PT/CLK CN-851 dated 25-04-2009. The Armed Forces Tribunal has no jurisdiction to adjudicate in transfers/postings orders as mentioned in Section 3(O) of Armed Forces Tribunal Act 2007.

The other allegations made by the Petitioner be examined and disposed of by the Army authorities according to the relevant orders.

The Petitioner's application, as well as his pray for stay of posting is hereby dismissed as non maintainable.

**MANAK MOHTA**  
{Judicial Member}

**Z.U. SHAH**  
(Administrative Member)

**Order pronounced in the open court  
on 13-08-2009**