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

O.A. No. 27 OF 2009

IN THE MATTER OF :

JC Nya NB Sub Satish Kumar

.....Petitioner

VERSUS

Union of India & Ors.

.....Respondents

Dated: 14-09-2009

Present: Shri D.S. Kauntae, Advocate, Counsel for the Petitioner.

Col R. Balasubramanian (Rtd), Advocate, Counsel for Respondents.

Heard and perused the record.

At the request of the Id. Counsel for the Petitioner, copies of letter dated 30-06-2009 and impugned order dated 03-08-2009 in which a reference of letter dated 30-06-2009 is mentioned supplied to the Id. Counsel for the Petitioner by the Respondent side. Copies of the said letter and impugned order also placed on record.

At this stage, learned counsel for the Petitioner states that he wants to file statutory complaint before the concerned authority while reserving his all rights with the liberty to approach this Tribunal as and when needed. He further requests that he wants to withdraw the present application and looking to the peculiar facts and circumstances of the case, Respondent side be directed to dispose of the statutory complaint of the Petitioner expeditiously preferably within a period of two weeks.

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On the other hand, learned counsel for the Respondents sub
Petitioner files statutory complaint before the concerned authority
disposed of expeditiously within a reasonable time.

Considering the submissions of the learned counsel for the Petitioner and
looking to the facts of the case, Petitioner is permitted to withdraw the
present application with the liberty to file fresh application as and when
required. He is also free to file statutory complaint before the concerned
authority. Respondent side is directed to dispose of statutory complaint, if
any filed by the Petitioner expeditiously preferably within a period of four
weeks.

Looking to the facts and circumstances of the case, present application is
dismissed as withdrawn.

MANAK MOHTA,
(Judicial Member)

Z.U. SHAH,
(Administrative Member)

Dated : 14-09-2009