

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

TA No.151/09
[WP(C) NO.1972/95]



Lt Col (T.S.) Raj Parmar

.....Petitioner

Versus

Union of India & Ors.

.....Respondents

For petitioner: Ms.S. Janani, Advocate

For respondents: Col. Devender Singh with Capt Alifa Akbar

CORAM:

HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON

HON'BLE LT. GEN. M.L. NAIDU, ADMINISTRATIVE MEMBER

ORDER

Present case received on transfer from Hon'ble Delhi High Court.

Heard.

Petitioner by this petition has challenged the selection to the post of Lt Colonel and prayed for quashing the order dated 27.05.1992 Annexure-V and direction may be given the respondents to reconsider the case of petitioner for promotion to the post of Lt Colonel.

Petitioner has been considered thrice by the Selection Board as per the written, firstly in March, 1991 he was found unfit, secondly in first review in February, 1992 he was again found unfit and in another review in February, 1993 he was found unfit. No allegation of malafide has been levelled against the Selection Board except a bare allegation that persons

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junior to him were promoted. That is no ground unless cogent reasons are provided to interfere in the selection process otherwise selection process will be presumed to be fair in all respect. After having heard learned counsel for parties we are satisfied that no case is made-out for interference. Hence, we do not find any merit in the petition and same is dismissed. No order as to costs.

A.K. MATHUR
(Chairperson)

M.L. NAIDU
(Administrative Member)

New Delhi
October 29, 2009