

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

T.A. No. 524 OF 2009

WP(C) No. 3483 OF 1996 of Delhi High Court

IN THE MATTER OF :-

JWO P.R. Sharma

.....Applicant

VERSUS

Union of India & Others

.....Respondents

Dated : 16-12-2009

Present: None for the Applicant.

Flight Lt. Vishal Chopra on behalf of the Respondents.

Perused the record.

This case has been transferred from the Hon'ble Delhi High Court.

Today case is fixed for appearance of the parties. None appeared on behalf of the Applicant.

Learned officer appearing on behalf of the Respondents submits that Applicant has retired from service long back on 30-09-2006 and during the pendency of this application, he has been given promotion from the rank of Junior Warrant Officer to Warrant Officer and subsequently from Warrant Officer to

Master Warrant Officer. He further states that first promotion was given to the Applicant w.e.f 01-08-1997 when he became eligible for promotion. Previous to that, Applicant was not eligible for promotion. He requests that as present application has become infructuous, therefore, same may be dismissed.

Considering the facts of the case and submissions made by the learned officer of the Respondents as Applicant has retired from service on 30-09-2006 and he has been given subsequent promotions, no fruitful purpose shall be served in issuing notice to the Applicant. Hence, in these circumstances case has become infructuous. Therefore, application is dismissed. File be consigned to Record Room.

MANAK MOHTA,
(Judicial Member)

Z.U. SHAH,
(Administrative Member)

Dated: 16-12-2009