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IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

O.A. No. 174/2010

Nb Sub Dhani Ram

.....Applicant

Versus

Union of India & Others

.....Respondents

For applicant: Sh.Keshav Kaushik, Advocate

For respondents: Capt Alifa Akbar

CORAM:

**HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.
HON'BLE LT. GEN. M.L. NAIDU, MEMBER.**

ORDER
23.03.2010

Heard.

Issue notices. Capt. Alifa Akbar appearing for the respondents accepts notices on behalf of the respondents. Hence, service is complete.

A limited question involved in the matter is that the petitioner was offered the extension of two years to which he has expressed unwillingness. He is scheduled to retire on 31.03.2010 but he has immediately withdrawn his unwillingness on 12.03.2010 and offered himself willing to continue for another period of two years. Though Authorities might have decided the matter well in advance for retiring him on 31.03.2010 but the fact that incumbent is a trained soldier and he has

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been in service for long time with unblemished record. Therefore, Authorities may consider the matter sympathetically for permitting the petitioner to continue for a period of two years.

We hope and trust that Authorities will look into the matter sympathetically and consider the case of petitioner for further extension of two years as he is now willing to do it. Though because of family circumstances or under some family stress he declined to undertake the extension for a period of two years, now he is willing, therefore, Authorities may consider the matter sympathetically.

With above observations petition is disposed of. No order as to cost. ~~asti~~.

A.K. MATHUR
(Chairperson)

M.L. NAIDU
(Member)

New Delhi
March 23, 2010