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**COURT NO. 3, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI
O.A. No. 244 OF 2010**

IN THE MATTER OF :

Ex. DEF Rohitash Kumar

.....Applicant

VERSUS

Union of India & Ors.

.....Respondents

Dated: 20-04-2010

Present: Mr. Narender Kaushik, counsel for the Applicant.

Major Ajeen on behalf of the Respondents.

Heard and perused the record.

Learned counsel for the Applicant submits that by way of the present application, he has challenged the order of severe reprimand dated 27-03-2007 awarded under summary disposal. He further submits that Applicant has also challenged other orders which resulted in filing of statutory complaint dated 15-10-2009 however the same was dismissed on 25-11-2009.

However, at this stage, considering the definition of the service matters given under Section 3 (o) of the Armed Forces Tribunal Act, 2007, learned counsel for the Applicant wants to withdraw the present application with liberty to file fresh application before the Hon'ble Delhi High Court.

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The Applicant by way of present application has challenged the order of reprimand awarded under summary disposal and other orders which are consequential orders of the severe reprimand. Hence, considering the submissions of the learned counsel for the Applicant and the legal position, present application is dismissed as withdrawn with the liberty to the Applicant to file fresh application before the Hon'ble Delhi High Court. Application is disposed of accordingly. File be consigned to the Record Room.

MANAK MOHTA,
(Judicial Member)

Z.U. SHAH,
(Administrative Member)

Dated: 20-04-2010