

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

**O.A. No. 36 OF 2010**

**IN THE MATTER OF :**

**Hav. Shrimohan Ram**

**.....Applicant**

**VERSUS**

**Union of India & Ors.**

**.....Respondents**

**Dated: 22-01-2010**

Present: Maj. K. Ramesh (Rtd), counsel for the Applicant.  
Mr. Ankur Chhibber, counsel for the Respondents.

Heard and perused the record.

Learned counsel for the Applicant wants to file statutory complaint and at this stage he wants to withdraw the present application with liberty to file fresh application as and when needed before this Hon'ble Tribunal. He further submits that Applicant shall file statutory complaint within 7 days from today and in the interest of justice, directions may be issued to the Respondents that the statutory complaint of the Applicant may be disposed of within two months from its date as the Applicant has been ordered to be discharged by 31-03-2010. He further requests that recommendation letters issued in favour of the Applicant may also be taken into consideration while considering his statutory complaint and he may be intimated with the outcome of the statutory complaint.

Learned counsel for the Respondents agrees to the extent that statutory complaint, if any filed by the Applicant, shall be disposed of expeditiously.

Considering the submissions of the learned counsel for the Applicant and the facts of the case, present application is dismissed as withdrawn with the liberty to the Applicant to file fresh application before this Tribunal as and when needed. Further, Respondents are directed to consider statutory complaint, if any filed by the Applicant, expeditiously. Applicant is free to raise all contentions with regard to the waiver of the ACR in the statutory complaint. Filing of the present application shall not adversely effect the Applicant while considering the statutory complaint. File be consigned to the Record Room. Copy of the order be given Dasti to the parties.

**MANAK MOHTA,**  
**(Judicial Member)**

**Z.U. SHAH,**  
**(Administrative Member)**

**Dated: 22-01-2010**