

**IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI**

A.T. No. 23/2010

In O.A. No. 453/2010

With

O.A. No. 454/2010 & 455/2010

Nb. Sub. Raju Thapa

.....Applicant

Versus

Union of India & Others

.....Respondents

For applicant: Sh. S.K. Tyagi, Advocate.

For respondents: Sh. Anil Gautam, Advocate.

**CORAM:**

**HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.  
HON'BLE LT. GEN. Z.U. SHAH, MEMBER.**

**ORDER**

09.09.2010

Heard learned counsel for applicant.

All the three cases have been taken up on special request of learned counsel for the applicant looking into the nature of the case.

Admitted. Issue notices. Learned counsel for the respondents accepts notices.

In all three applications, applicants were court martialled and the order of the court martial has been set aside by Hon'ble Madhya Pradesh High Court, Gwalior Bench and it was made open for the Authorities to initiate proper court martial proceedings or pass proper order in accordance with law. But for the last two years no steps seems to have been taken. Authorities are directed to take

-: 2 :-

decision whether they will proceed for court martial or they will take different view of the matter. Decision be taken within one month. All three petitions are accordingly disposed of.

**A.K. MATHUR**  
(Chairperson)

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

**New Delhi**  
**September 09, 2010**