

13

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

**T.A. No. 159 OF 2009**

**WP(C) No. 565 OF 1994 of Delhi High Court**

**IN THE MATTER OF :**

**Lt. Col. V.P. Batra**

**.....Applicant**

**VERSUS**

**Union of India & Others**

**.....Respondents**

**Dated: 05-04-2010**

Present:     None for the Applicant.  
                 Major Ajeen on behalf of the Respondents.

Perused the record.

Despite notices, none appeared on behalf of the Applicant. Learned officer appearing on behalf of the Respondents submits that they also issued a letter dated 11-01-2010 intimating the Applicant regarding pendency of the present case. He further submits that in response to that letter, Applicant responded vide letter dated 28-01-2010 wherein he has mentioned that since he has retired from service on superannuation he does not wish to pursue his case. Learned officer placed copies of the above said correspondences on record. He requests that since no cause of action subsists, therefore, present application may be dismissed.

Considering the facts of the case, as none appeared on behalf of the Applicant despite notice, no fruitful purpose shall be served in keeping this case pending. Hence, in these circumstances, without observing anything on the merits of the case, case is dismissed for non appearance. File be consigned to Record Room.

**MANAK MOHTA,  
(Judicial Member)**

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

**Dated: 05-04-2010**