

COURT NO. 3, ARMED FORCES TRIBUNAL,

PRINCIPAL BENCH, NEW DELHI

T.A. No. 366 OF 2009

WP(C) No. 4433 OF 1997 of Delhi High Court

IN THE MATTER OF :

Cpl. Rohtas Mann

.....Applicant

VERSUS

Union of India & Ors.

.....Respondents

Dated: 16-03-2010

Present: None for the Applicant.

Ms. Jagrati Singh, proxy for Mr. A.K. Bhardwaj, counsel for the Respondents.

Perused the record.

Despite notice, none appeared on behalf of the Applicant. From the perusal of the record, it reveals that Applicant has challenged the order of non promotion to the rank of Sergeant. Learned proxy counsel for the Respondents submits that Applicant was promoted to the rank of Sergeant before his retirement on 31-01-2001 and he is no more on roll since then. She requests that since no cause of action subsists, therefore, present application may be dismissed.

Considering the facts of the case and above submissions 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: 16-03-2010