

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

03.

O. A. No. 201 of 2011
With M.A. No. 205 of 2011

Ex Nk (TS) Panchanan Behera

.....Petitioner

Versus

Union of India & Ors.

.....Respondents

For petitioner: Sh. Anil Srivastava, Advocate with Mr. Amit Kumar, Advocate.
For respondents: Ms. Sangeeta Tomar, Advocate.

CORAM:
HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.
HON'BLE LT. GEN. S.S.DHILLON, MEMBER.

ORDER
25.5.2011

The petitioner has been found to be deserter as he was missing from field for three years. However he put in 16 years' of service and he filed a mercy petition to the Chief of the Army Staff but he seems to have received no response. Learned counsel for the petitioner submits that incumbent has put in more than 16 years' of service and because of his mental condition he could not report back to the duty and, therefore, he submits that a sympathetic consideration may be given to the case of the petitioner. Let the petitioner may file a fresh representation to the respondents and we hope and trust that the respondents will look into the matter and take a sympathetic view of the matter.

With these observations, the petition is disposed of with no order as to costs.

A.K. MATHUR
(Chairperson)

S.S. DHILLON
(Member)

New Delhi
May 25, 2011