IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

20.

O.A. No. 315 of 2010

Nb Sub Dhani Ram .....**Petitioner**

Versus

Union of India & Ors. .....**Respondents**

For petitioner: Sh Govind Narayan Kaushik, Advocate.
For respondents: Sh Mohan Kumar, Advocate.

CORAM:

HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.
HON'BLE LT. GEN. M.L. NAIDU, MEMBER.

ORDER
28.01.2011

1. Heard learned counsel for the parties.

2. Petitioner by this petition has prayed that he has an exemplary record and there is no stigma, therefore, he should have been granted extension of two years' service. Since extension of two years' service was not granted, therefore, he has approached this Tribunal by filing the present petition.

3. Petitioner was inducted into service on 3rd March 1984 and he was retired on 31st March 2010 after the completion of his tenure. Reply has been filed by the respondents and they contested the matter.

4. We have called for the original records for our perusal. After going through the records, we are satisfied that the Selection Committee constituted of one Colonel, one Major and one Subedar Major of the unit and they examined the

records of the petitioner along with the other records and after perusing the records, they only granted extension of two years' service to two persons and remaining two persons including the petitioner was not granted extension of service.

5. Since matter has been considered by the respondents objectively and there is no legal malafide involved, therefore, we are not inclined to interfere with the opinion given by the properly constituted Selection Committee. Consequently, we do not find any merit in this petition and it is dismissed as such.

A.K. MATHUR
(Chairperson)

M.L. NAIDU
(Member)

New Delhi
January 28, 2011