

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

15.

O.A. No. 526 of 2010

_Ex Sgt R.K. Swain

.....Petitioner

Versus

Union of India & Ors.

.....Respondents

For petitioner: Sh V.S. Tomar, advocate

For respondents: Shi Ankur Chhibber, advocate

CORAM:

HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.

HON'BLE LT. GEN. S.S.DHILLON, MEMBER.

ORDER

02.02.2011

The learned counsel for the respondent invited our attention to the decision of the Hon'ble Delhi High Court bearing No. W.P. (C) 7069 of 2007 in which the petitioner has prayed for Pension and the same was rejected vide order dated No. 29.09.2008. Therefore this petition is misconceived and as second petition cannot be maintained on same ground.

Petition is dismissed.

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

**S.S. DHILLON
(Member)**

**New Delhi
February 02, 2011**