

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI
01.

O.A. No. 535 of 2011

Ram Wati

.....Petitioner

Versus

Union of India & Ors.

.....Respondents

For petitioner: Mr. Sanjiv Kumar, Advocate.

For respondents: Maj. Alifa Akbar.

CORAM:

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

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

ORDER

15.12.2011

Petitioner by this petition wants the enforcement of the Power of Attorney (PoA) stated to have been executed by the wife of deceased soldier Sunil Kumar. There is no grievance against the Army in the present petition. The grievance is with regard to execution of the so-called PoA and the undertaking given to the Respondents by the wife of the deceased soldier that she will not remarry and in case she remarries she will return all the money received from the Government on account of death of her husband. Therefore it is a pure civil matter whether the parties can enforce PoA or not. As such civil court has jurisdiction to examine the matter and not this Tribunal.

The petition is accordingly returned back to civil court wherefrom it is received. *petitioner to approach*

Order dasti.

A.K. MATHUR
(Chairperson)

S.S. DHILLON
(Member)

New Delhi
December 15, 2011
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