IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

21.

O.A. No. 607 of 2010

Sepoy Mohan Chandra Munda .....**Petitioner**

Versus

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

For petitioner: Sh. Parthapratim Chaudhuri, Advocate.
For respondents: Sh Ankur Chhibber, Advocate.

CORAM:

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

ORDER
31.01.2011

1. We record our great displeasure the way the death sentences are taken up by the Army HQ. The SGCM was held and the incumbent was awarded a death sentence by the order dated 15th April 2008 and pre-confirmation petition was filed on 8th May 2008 and we are in 2011 still the pre-confirmation has been disposed of. It is a very sad state of affairs and we fail to appreciate any reason for delaying such matters at this distance of time. On the last occasion, learned counsel for the petitioner was asked to state the reason why it was delayed. Today learned counsel for the respondents has showed us a letter in which it has been mentioned that because of the legal formalities involved in this case, the death sentence process is still likely to take some time and requests for three months' time for disposal of this case. It seems there is total slackness and insensitivity, in dealing with death sentence matters that it remained dormant for two years and seven months. This kind of delay cannot be countenanced. The death sentences are given priority in the

High Courts and Supreme Court and we fail to understand why this matter has not been disposed of.

2. The respondents are directed to dispose of the matter within three months failing which we will resort to pass the orders according to law.

3. The petition is accordingly disposed of.

4. Order be given dasti.

A.K. MATHUR
(Chairperson)

M.L. NAIDU
(Member)

New Delhi
January 31, 2011