

**ARMED FORCES TRIBUNAL, PRINCIPAL BENCH
NEW DELHI**

O.A NO. 81 OF 2011

LT. GEN. J. K. SRIVASTAVA

....APPELLANT

VERSUS

UNION OF INDIA & ORS.

...RESPONDENTS

CORAM :

**HON'BLE MR. JUSTICE S.S.KULSHRESTHA, MEMBER
HON'BLE LT.GEN. Z.U SHAH, MEMBER**

**ORDER
14-03-2011**

Present : For applicant : Mr. Anil Srivastava , Advocate
For respondents : Mr. Ankur Chhibber, Advocate

Mention has been made by Ld. Counsel for the appellant that since a fresh cause of action has arisen as the respondents despite their commitment on 23.02.2011, treated the petitioner to have been retired from service after completing so called tenure appointment. In the given circumstances, Ld. Counsel for appellant wants to withdraw this petition with a liberty to file a fresh. Petition is dismissed as withdrawn with a liberty to file a fresh petition.

**Z.Ü SHAH
(MEMBER)**

**S.S.KULSHRESTHA
(MEMBER)**