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COURT NO. 3, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI

T.A. No. 258 OF 2010

WP(C) No. 17219 OF 2006 of Delhi High Court

IN THE MATTER OF :

Ex. Hav. Dharam Singh

.....Applicant

VERSUS

Union of India & Others

.....Respondents

Dated: 25-02-2011

Present: Mr. M.K. Gaur, counsel for the Applicant

Mr. Ankur Chhibber, proxy counsel for Mr. Anil Gautam,
counsel for Respondents.

Heard and perused the record.

Learned counsel for the applicant submits that he does not want to press his prayer for promotion but wants to make representation before the concerned authority for granting pensionary benefit for the honorary rank of Naib Subedar as permissible under rules. He, therefore, wants to withdraw the present application with liberty to file representation before the concerned authority. He further requests that in the interest of justice, direction may be issued to the Respondents that representation of the applicant should be considered sympathetically. Learned counsel for the Respondents also submits that applicant is not entitled for promotion.

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Considering the submissions of the learned counsel for the applicant and the facts of the case, present application is dismissed as withdrawn with the liberty to the applicant to file representation before concerned authority and concerned authority is free to dispose of the representation, if any filed by the applicant accordingly. File be consigned to the Record Room. No order as to costs.

M.L. NAIDU ✓
(Administrative Member)

MANAK MOHTA
(Judicial Member)

Dated: 25-02-2011