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COURT NO. 2, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI

O.A. No.301 of 2011 with M.A. Nos.336 of 2011 & 389 of 2011

IN THE MATTER OF:

Hav. (Opr) Dasari Thrupathi

.....Applicant

VERSUS

Chief of Army Staff & Others

.....Respondents

Dated: 06.01.2012

Present: Mr. Rohit Kumar, counsel for the applicant.
Mr. Satya Saharawat proxy for Mr. Ankur Chibber, counsel
for the respondents with Lt. Col. Arun Sharma.

Heard and perused the record.

Learned counsel for the applicant states that the point of jurisdiction was raised from the respondents at the admission stage. To meet that objection, an application was filed by the applicant before the Hon'ble Chairperson and the same is still pending.

Learned officer for the respondents states that the representation filed by the applicant has been disposed of and the outcome has been conveyed to the applicant. He also supplied one copy of the outcome to learned counsel for the applicant today in Court. At this juncture, learned counsel for the applicant states that he wants to agitate the same by way of O.A. For this purpose, a request is made that the present O.A. be permitted to be withdrawn with liberty to file fresh O.A. so that the grievances with regard to outcome of the statutory complaint

can be raised. Considering his submission, the present O.A. is dismissed as withdrawn with aforesaid liberty.

M.L. NAIDU
(Administrative Member)

MANAK MOHTA
(Judicial Member)

Dated: 06.01.2012
rsk