

#1

COURT NO. 2, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI
O.A. No.383/2012

IN THE MATTER OF:

Major (Ex) Anand Kumar

.....Petitioner

VERSUS

ADG (D&V) IHQ N. Delhi-11 & Ors.

.....Respondents

Dated: 19.11.2012

Present: Applicant in person
Mr. Ajai Bhalla, counsel for the Respondents

Heard the petitioner at length. The petitioner by this petition, claims a direction to the respondent No.1 to dispose off his application dated 25.07.2012 and to provide the final order passed in disciplinary cases for the finalisation of which attachment order dated 27.11.2001 and reattachment order dated 22.10.2003 were issued. Other prayer made is for direction to provide the complete record of disciplinary case of the year 2000 alongwith advice of Dy. JAG and orders of the competent authority on the issue of limitation and reasons for not finalising disciplinary cases for which attachment orders were issued. We find at page 24 (Annexure A-6) that in response to the petitioner's application under Right to Information Act, it was way back on 06.11.2009 that the petitioner was given a response about the cases having been finalised. Then, there is yet another communication available at page 25 reiterating the contents of the earlier letter to a material extent. In our view, simply because thereafter the petitioner chose to file application

dated 25.07.2012 asking certain documents and requesting for finalisation of the cases catalogue in para 1 thereof, by itself would not give him any fresh period of limitation to approach this Tribunal once the time available for seeking remedy before the Tribunal, if there existed any, stood expired. In these circumstances, on the face of it, we do not find any ground to entertain the present OA. The same is therefore, dismissed.

M.L. NAIDU
(Administrative Member)

N.P. GUPTA
(Judicial Member)

Dated: 19.11.2012

ns