

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

16.

O.A. No. 41 of 2011

Harender Singh

.....Petitioner

Versus

Union of India & Ors.

.....Respondents

For petitioner: Dr. Vijendra Mahandiyan with Ms. Pallavi Awasthi,
Advocate.

For respondents: Mr. Ajai Bhalla, Advocate.

CORAM:

HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.

HON'BLE LT. GEN. S.S.DHILLON, MEMBER.

ORDER

27.02.2012

Learned counsel for the Petitioner seeks execution of the orders passed by the Hon'ble Karnataka High Court on 9th August 2006 and submits that the amount of pension and gratuity which was drawn prior to the quashing of the impugned order should not be recovered from him. We cannot sit over the judgment dated 9th August 2006 of the Hon'ble Karnataka High Court and grant these reliefs. Learned counsel for the Petitioner submits that he may be permitted to withdraw this petition and approach the Hon'ble Karnataka High Court. We think that this is an appropriate thing to do.

The petition is dismissed as withdrawn with liberty to Petitioner to approach the Hon'ble Karnataka High Court. Since the Petitioner was

prosecuting the remedy before us therefore the period he has spent before us
will not come in his way.

A.K. MATHUR
(Chairperson)

S.S. DHILLON
(Member)

New Delhi
February 27, 2012
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