

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

15.

MA 243/2014
in OA 419/2011

Nb Sub Khemendra KumarPetitioner

Versus

Union of India & Ors.Respondents

For petitioner : Mr.K.Ramesh, Advocate
For respondents : Mr. J.S.Yadav Adv. proxy for
Mr. R.Balasubramanian, ASG

CORAM:
HON'BLE MR. JUSTICE SUNIL HALI, MEMBER
HON'BLE AIR MARSHAL J.N.BURMA, MEMBER

ORDER
05.09.2014

The grievance of the petitioner is that his case for promotion from Naib Subedar to Subedar is not being considered by the respondents. The stand of the respondents is that for promotion to the post of Naib Subedar, petitioner is required to satisfy the QR laid down for such promotion. One of the QR relates to procurement of 2 ACRs as Naib Subedar. Petitioner states that he was notionally promoted as Naib Subedar in 2014. Therefore, this condition can never be complied with. The respondents did not insist on this but state that the petitioner is required to qualify the Junior Leader Proficiency Test. For undergoing the course, the respondents are required to detail the petitioner for such course. Respondents have stated before this court that they will detail the

petitioner for such course whenever the next course is due. The MA stands disposed off.

**(SUNIL HALI)
MEMBER**

**(J.N.BURMA)
MEMBER**

New Delhi
Dated the 5th September, 2014
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