

**COURT No.3, ARMED FORCES TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI**

13.

**MA 718/2019 in OA 394/2017**

**Ex LME Sushil Kumar Harryson**

**... Applicant**

**Versus**

**Union of India & Ors.**

**... Respondents**

**For Applicant** : Mr. Amit Kumar, Advocate

**For Respondents** : Mr. V.S. Tomar, Advocate

**CORAM**

**HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)**

**HON'BLE LT. GEN. PHILIP CAMPOSE, MEMBER (A)**

**ORDER**  
**19.02.2019**

This is an application under Rule 25 for modification/clarification in the orders dated 19<sup>th</sup> March 2018, 14<sup>th</sup> May 2018 and 7<sup>th</sup> September 2018 moved by Mr. Amit Kumar, Advocate.

2. It is stated that on 19<sup>th</sup> March 2018, when the matter was listed for hearing, nobody appeared on behalf of the applicant. Hence the applicant prays for legal aid. Mr. Amit Kumar, Advocate is also on the panel of Legal Services Authority for AFT and agreed to present the case of the applicant on behalf of Legal Aid.

3. However, in the order dated 19<sup>th</sup> March 2018 and 14<sup>th</sup> May 2018, his name is not recorded as counsel for Legal Aid but the same is reflected as Mr. Amit Kumar, "Amicus Curiae". He submits that the necessary correction be made in the order sheet.

4. Perusal of the proceedings goes to show that on 19<sup>th</sup> March 2018, the applicant was present in person who sought time to get legal aid. Mr. Amit Kumar, Advocate, who was on the panel of Delhi Legal Aid Services was present in the Tribunal and as per the order, he had agreed to act as "Amicus Curiae" in the matter.

5. Moreover, the letter of appointment of the counsel from Delhi State Legal Services Authority is dated 21<sup>st</sup> March 2018 i.e. subsequent to the order dated 19<sup>th</sup> March 2018.
6. Under the circumstances, the order dated 19<sup>th</sup> March 2018 does not require any correction. Following this order, on the subsequent date also, the presence of the counsel was marked as Amicus Curiae.
7. Counsel for the applicant Mr. Amit Kumar submits that at least for 14<sup>th</sup> May 2018, necessary correction be made as he was appointed by Legal Aid Services Authority on 21<sup>st</sup> March 2018. As such, in view of his appointment, the order dated 14<sup>th</sup> May 2018 is modified to the extent that Mr. Amit Kumar, Advocate had appeared as counsel for Legal Aid Counsel on behalf of the applicant.
8. However, as regards 7<sup>th</sup> September 2018 is concerned, as per record, counsel did not appear. As such, no modification is required.
9. With these observations, the application stands disposed off.

**[JUSTICE SUNITA GUPTA]**  
**MEMBER (J)**

**[LT GEN PHILIP CAMPOSE]**  
**MEMBER (A)**

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