

COURT NO. 1, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

53.

OA 183/2021 WITH MA 1334/2021

Nk Unnikrishnan K

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant

: Mr. Rohit Pratap, Advocate for
Ms. Archana Ramesh, Advocate

For Respondents

: Mr. Arvind Patel, Advocate

CORAM :

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

HON'BLE LT GEN C. P. MOHANTY, MEMBER (A)

ORDER
20.10.2023

MA 1334/2021

Counter affidavit has been filed. There being some delay in filing the counter affidavit, this application has been filed seeking condonation of delay. Delay condoned. Counter affidavit is taken on record. MA stands disposed of.

OA 183/2021

2. Seeking pre-mature retirement (PMR) from service, this application was filed by the applicant on 18.01.2021 and the matter is still pending.

3. The respondents have filed their counter affidavit and it is indicated in the counter affidavit that pre-mature retirement of the applicant has been approved from 31st March 2023. The period from which the PMR was approved is already over and now as per respondents' own showing the applicant is entitled to discharge. As

the period of PMR is already over, there is no use in keeping this OA pending.

4. Keeping in view the aforesaid, we direct the respondents to release the applicant after following due process within a period of six months from the date the receipt of the copy of this order.

5. OA thus stands disposed of.

6. A copy of this order be provided '*DASTI*' to learned counsel for both the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

[LT. GEN C. P. MOHANTY]
MEMBER (A)