

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

59.

OA 4103/2023

Cpl Deepak Kumar Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Durgesh Kumar Sharma, Advocate
For Respondents : Gp Capt Karan Singh Bhati, Sr. CGSC

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)


ORDER
20.12.2023

Keeping in view the fact that the applicant has filed an appeal before the Competent Authority, namely, the Chief of the Air Staff on 18.12.2023, as orally stated by learned counsel for the applicant, for the present, in view of the fact that the statutory remedy available is pending consideration before the Competent Authority and the appeal has only been filed a few days back on 18.12.2023, we dispose of the matter with the following directions:-

- (a) Without expressing any opinion of the merits of the allegations made in the application, we direct that on the applicant is filing a copy of this order along with a memorandum of appeal before the competent authority, namely, the Appellate Authority, the Appellate Authority shall decide the appeal in

accordance with law by a speaking order within a period of four weeks of its presentation. Needless to emphasise that in case, the applicant is aggrieved by any decision taken in the appeal, he shall have the liberty to re-agitate the matter in accordance with law.

2. The OA stands disposed of.
3. A copy of this order be provided ***DASTI*** to learned counsel for the parties.



[JUSTICE RAJENDRA MENON]
CHAIRPERSON



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

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