

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

5.

MA 3777/2024 in OA DIARY NO 7943/2024

NK Jagdhane Santosh Eknath Through
Parirokar Smt Shalini Santosh Jagdhane Wife..... Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Anikesh Tiwari and
Mr. Bipin Bihari, Advocate
For Respondents : Mr. Rajeev Kumar, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

ORDER
06.09.2024

MA 3777/2024

This is an application u/r 6 of the AFT (Procedure) Rules sub-section (1) of Rule 6 prosecuted in this case where the application u/s 14 or 15 of the Armed Forces Tribunal Act can be filed.

2. The option available to the applicant is to file the case at the place where he had posted or was last posted or attached to or where the cause of action wholly or in part arise. In this case the entire cause of action has arisen in the State of Maharashtra within the territorial jurisdiction of the Armed Forces Tribunal, Regional Bench at Mumbai and the applicant who is the wife of NK Jagdhane Santosh Eknath as a parokar is a resident of AT Rohana, Post Aland, Taluka-Deulgaon

Raja, Distt-Buldhana, Maharashtra. The employee concerned NK Jagdhane Santosh Eknath has been punished after trial within the territorial jurisdiction of the Regional Bench at Mumbai and he is undergoing his imprisonment and punishment at Yervada Central Prison, Pune, Maharashtra.

3. Taking note of the aforesaid, as none of the ingredients necessary for permitting under Rule 6 is made out and the parokar being stationed in District Pune, I am of the considered view that it would be more convenient for her to prosecute the matter from the Regional Bench at Mumbai and in the facts and circumstances of the case no case is made out for permitting filing of the OA at the Armed Forces Tribunal, Principal Bench at New Delhi. The MA stands disposed of.

4. However, as the applicant has filed the OA, the entire OA be sent by the Office to the Registrar, Regional Bench at Mumbai with a copy of this order and direction to the Registrar to register it as an OA, inform the applicant above registration of the case and list it for admission and orders before the appropriate bench at Mumbai.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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