

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

81.

MA 450/2024 in OA 3039/2022

Hav Hemanta Kumar Behera (Retd)		Applicant
Versus		
Union of India & Ors.		Respondents

For Applicant	:	Mr. Kritendra Tiwari, Advocate
For Respondents	:	Mr. Rajan Khosla, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
09.02.2024

MA 450/2024

Vide order dated 8th December, 2023, we had allowed the OA. However, in the order declining the prayer for leave to appeal, it was inadvertently mentioned that learned counsel for the applicant makes an oral prayer for grant of leave to appeal whereas, the prayer was actually made on behalf of the respondents.

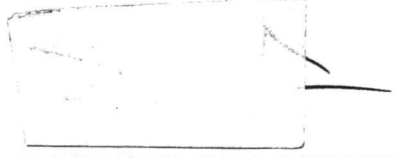
2. In view of the above, while allowing this MA for modification, we modify the order declining the leave to appeal which shall now be read as under:-

“Vide our detailed order of even date, we have allowed the main OA No. 3039/2022. Faced with this situation, learned counsel for the respondents makes an oral prayer for grant of leave for impugning the order to the

Hon'ble Supreme Court in terms of Section 31(1) of the Armed Forces Tribunal Act, 2007.

After hearing learned counsel for the respondents and going through our order, in our considered view, there appears to be no point of law much less any point of law of general public importance involved in the order, therefore oral prayer for grant of leave to appeal is declined.”

3. With the aforesaid, MA stands disposed of.
4. This order shall form part and parcel of the order dated 8th December, 2023.


[JUSTICE RAJENDRA MENON]
CHAIRPERSON


[REAR ADMIRAL DHIREN VIG]
MEMBER (A)