

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

18.

MA 4918/2024 in OA 4547/2024

Ex Sub Haripal Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Eti, Proxy for
Mr. Ajit Kakkar, Advocate
For Respondents : Mr. Jagdish Chandra, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
14.11.2024

MA 4918/2024 has been filed on behalf of the applicant
with the following prayers:-

"a. To Allow the Applicant to amend the pleadings in the O.A and amend/change the date of enrollment from 04.03.1974 to 04.03.1983, Memo of Parties from Respondent No. 2, The Chief of Air Staff, Air Hq, Rfi Marg, in case of Respondent no. 3 DAV, Subroto Park, New Delhi-110010 and in case of Respondent No. 4 JCDA, Subroto Park, New Delhi-110010, whereas the actual Memo of Parties for Respondent NO. 2 is The Chief of Army Staff, South Block, Integrated HQS MOD (ARMY), New Delhi-110001, Respondent NO. 3 is Record Office, ASC Records, C/O 56 APO, PIN: 900493 and for Respondent NO. 4 is Principal Controller of Defence, Accounts (pension), Draupadi Ghat, near, Sadar Bazar, Prayagraj, Uttar

Pradesh 211014 and the date of commutation from 01.04.2013 to 08.05.2013.

b. To pass any such directions as deemed fit by the Hon'ble Tribunal in the facts and circumstances of the case."

2. Apparently, the amendments sought are on several aspects as averred in the original OA 4547/2024. In view thereof, it is considered appropriate that the applicant be permitted to file a fresh OA on the same cause of action. In view thereof, on behalf of the applicant it is submitted that OA 4547/2024 is allowed to be dismissed as withdrawn which is thus dismissed as withdrawn as prayed with liberty granted to the applicant to file a fresh OA on the same cause of action which if filed would be considered in accordance with law.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)

Yogita