

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

95.

OA 2331/2025

LAC Sunil Kumar		Applicant
Versus		
Union of India & Ors.		Respondents

For Applicant : Ms. Radhika Sharma with Mr. Akhil Solanki, Advocate

For Respondents : Mr. Satya Ranjan Swain, Advocate

CORAM

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

ORDER
11.09.2025

Seeking temporary bail pending finalization of the confirmation and promulgation proceeding after court martial applicant has filed this application. On 31.07.2025 notice was issued to the respondents and they were directed to provide the proceedings of the Court Martial, the findings of the court martial and all related documents to the applicant so that he can take steps for filing the appeal.

2. We are informed that all the documents have been provided. The confirmation of the court martial proceedings and sentence have been undertaken, and the promulgation of the sentence will take place by Monday i.e. 15.09.2025.

3. That being so, now the right to file a regular appeal under Section 15 of the AFT Act, 2007 with a prayer for suspension of

sentence and bail is available to the applicant. Accordingly, for the present without going into the question of granting temporary bail to the applicant, as all documents and material have been provided to the applicant, we dispose of this Application without expressing any opinion on merit and direct that the applicant may file a regular appeal challenging the conviction and sentence and seek regular bail in the pending appeal. After filing of the appeal he can make a mention for early listing and hearing of the appeal for the the purpose of admission and grant of suspension of sentence/bail.

4. The application is disposed of.


[JUSTICE RAJENDRA MENON]
CHAIRPERSON


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

/vb/ak/

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