

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

10.

OA (Appeal) 2634/2025

Nk Rinku Singh thru Applicant
his brother Shri Rajinder Singh
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Anand Kumar, Advocate
For Respondents : Maj Satvik Grover, OIC Legal Cell

CORAM

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

ORDER
29.08.2025

Invoking the jurisdiction of this Tribunal under Section 15 of the Armed Forces Tribunal, 2007, the appellant has filed this application seeking grant of bail pending confirmation and promulgation of the sentence after the District Court Martial (DCM).

2. The appellant has been convicted in the DCM, reduced in rank, to suffer imprisonment for one year and dismissed from service. The appellant has been in custody for a period of about 199 days as on date and keeping in view the fact that the total sentence of rigorous imprisonment is only one year and the principle with regard to suspension of sentence and grant of bail in appellate proceedings by the Hon'ble Supreme Court in the case of Aasif @ Pasha Vs.

State of U.P. & Ors. (Criminal Appeal No.3409/2025 decided on 06.08.2025), it is a fit case where pending confirmation and promulgation of the sentence, the appellant should be released on bail.

3. Accordingly, this application is allowed and the appellant shall be released on bail on his furnishing a personal bond in the sum of Rs.5,000/- (Rupees Five Thousand Only) with one surety of the like amount to the satisfaction of the Joint Registrar (Judicial) of this Tribunal subject to the following conditions:

(a) That the appellant, if holder of a passport, shall surrender the same to the Joint Registrar, Armed Forces Tribunal, Principal Bench, New Delhi, else he shall file an affidavit to the effect that he does not hold a passport.

(b) That the appellant will not commit any offence while on bail and shall not indulge in any act of violence by words or physical act against any officer of the Indian Army.

(c) That the appellant will not try to approach any of the witnesses who have testified against him with a view to threaten or intimidate them.

4. The appellant is also directed to file an undertaking by way of an affidavit before the Competent Authority to the effect that he shall appear as and when summoned and called to participate in the confirmation and promulgation proceedings and shall not violate any directions issued with regard to the confirmation and promulgation by the Competent Authority and in case the appellant violates any of the provisions of this bail, respondents will have the liberty to seek cancellation of this order.

5. The bail in question shall remain in operation for a period of six weeks. In case confirmation proceedings take place before that, the appellant's counsel will have the liberty to mention and seek further directions in the matter.

6. With the aforesaid, the OA stands disposed of.

7. A copy of this order be given *'DASTI'* to the learned counsel for the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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