

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

50.

OA 333/2015

Lt Cdr Mahesh V Birajdar

..... Applicant

VERSUS

Union of India and Ors.

..... Respondents

For Applicant : Mr. D J Singh, Advocate

For Respondents : Mr. R.S. Chillar, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)

HON'BLE MS RASIKA CHAUBE, MEMBER (A)

**ORDER
03.01.2025**

The Registry is directed to rectify the records of this matter showing that the number of the case mentioned as OA 333/2015 reads as OA(Appeal)333/2015.

2. It is submitted on behalf of the applicant that the applicant has since expired on 10.09.2024. On behalf of the applicant has also been submitted the copy of the Death certificate issued by the Municipal Corporation, Gurugram qua the applicant showing his date of demise as being 10.09.2024. No requisite application in terms of Rule-19(1) of the AFT(Procedure) Rules, 2008 to bring on record the Legal heirs or Representatives of the deceased within the stipulated period of time in terms of Rule-19(1) of the AFT(Procedure) Rules, 2008 has been filed. Furthermore, the counsel whose Vakalatnama for the applicant (since deceased) is placed on the record of the OA(Appeal) 333/2015 at Page-35 submits that under instructions from the Legal representatives of

the applicant, he submits that they do not seek to pursue the OA(Appeal) 333/2015.

3. In view of the submission made by counsel for the applicant (since deceased) and in terms of Rule-19(1) of the AFT(Procedure) Rules, 2008, the OA(Appeal) 333/2015 thus abates and be consigned to the Record Room. However, the records thereof be not destroyed without permission of the Bench.

(JUSTICE ANU MALHOTRA)
MEMBER (J)


(RASIKA CHAUBE)
MEMBER (A)

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