

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

72.

RA 49/2024 in OA 645/2020

Brig GS Cheema Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate with
Ms. Eti, Advocate
For Respondents : Mr. Anil Gautam Sr CGSC

CORAM

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

ORDER
16.01.2025

RA 49/2024

This RA has been filed by the applicant seeking review of the order dated 02.08.2024 in OA 645/2020 on the ground that while allowing the OA in favour of the applicant, this Tribunal did not take note of the issue of grant of consequential benefits:

2. We note that vide order dated 02.08.2024 in OA 645/2020, we have directed the respondents to set aside the Censure Order dated 28.06.2017 awarded to the applicant by GOC 21 Corps. However, we find that we have not considered the Prayer 8(d) of the OA seeking consequential benefits, in the event of the reliefs being granted to the applicant.

3. Noting aforesaid, we find that this is a fit case for exercise of review jurisdiction and thus, we allow the aforesaid RA 49/2024 with a direction to the respondents to grant him all

consequential benefits, including consideration for promotion to the rank of Maj Gen. Needless to note, the retirement of the applicant shall not come in the way of his consideration by the No.2 SB for promotion to the rank of Maj Gen, and if empanelled, he shall be entitled to his promotion to the rank of Maj Gen.

4. This RA is disposed of in terms of aforesaid directions.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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

Priya
RA 49/2024