

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

115.

OA 4407/2024 with MA 478/2025

Maj Sovit Gusain	Applicant
Versus		
Union of India & Ors.	Respondents

For Applicant : Mr. Prashant Negi for Mr. S S Pandey
Advocate
For Respondents : Mr. Waize Ali Noor, Advocate

CORAM

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

ORDER
13.02.2025

MA No.478/2025

For the reasons mentioned therein, the MA seeking condonation of delay in filing the counter affidavit is allowed. Counter affidavit is taken on record.

OA No.4407/2024

2. In pursuance to the detailed order passed by this Tribunal on 18.10.2024 and further time granted on 06.12.2024, respondents have filed a detailed counter affidavit wherein they tried to explain the position as canvassed by the applicant by way of filing voluminous documents to indicate that the contention of the applicant that his relationship with the lady was only a one time relation, is not correct.

3. In the counter affidavit the respondents make a prayer that the interim order granted should be vacated and the respondents are permitted to proceed for taking final decision on the show cause notice issued to the applicant.

4. As the counsel for the applicant is not present today, the junior counsel prays for two weeks' time to seek instructions in the matter and file rejoinder, if any.

5. As a matter of one time indulgence, we direct that the matter be listed for orders on 27.02.2025 under the same heading to consider the prayer made by the respondents for modification/vacation of the interim protection granted. In case the applicant does not file any rejoinder before the next date, we shall proceed to pass appropriate orders with regard to the question of interference into the matter on the next date of hearing.

6. List on 27.02.2025.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

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