

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

**85.**

**OA (Appeal) 1908/2023 with MA 5249/2023**

**Ex Nk Kaushal Kumar Jha** ..... **Applicant**  
**Versus**  
**Union of India & Ors.** ..... **Respondents**

**For Applicant** : **Mr. Ajit Kakkar, Advocate**  
**For Respondents** : **Mr. Karan Singh Bhati, Sr CGSC**

**CORAM**

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

**O R D E R**  
**06.02.2026**

Invoking the jurisdiction of this Tribunal under Section 14 of the Armed Forces Tribunal Act, 2007, the applicant has called in question the punishment imposed on him after conduct of a SCM during the pendency of the matter by a Part II order dated 14.08.2023 whereby the impugned order of dismissal dated 28.02.2023 has been cancelled and alternative punishment has been awarded to the applicant after taking him back in service.

Keeping in view the aforesaid, for the present, the application is rendered in fructuous. However, in case, the applicant is aggrieved by the modified punishment issued after modification of the order vide Part II dated 14.08.2023, liberty shall be available to the applicant to challenge the modified punishment in accordance with law.

With the aforesaid, the matter stands disposed of.

**[JUSTICE RAJENDRA MENON]  
CHAIRPERSON**

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