

**ARMED FORCES TRIBUNAL, CHANDIGARH REGIONAL BENCH AT
CHANDIMANDIR**

-:-

OA 1639 of 2011

Mandeep Singh	Petitioner(s)
Vs		
Union of India and others	Respondent(s)

-:-

**ORDER
28.05.2012**

-:-

**Coram: Justice NP Gupta, Judicial Member.
Lt Gen (Retd) NS Brar, Administrative Member.**

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For the Petitioner (s) : Mr. Arun Singla, Advocate.
For the Respondent(s) : Mr. Anant Kataria, CGC.

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Heard learned counsel for the parties.

The petitioner, by this petition, seeks to challenge his discharge dated 08.09.2009, having been ordered under Army Rule 13.(3)(iii)(v), for having earned five red-ink entries.

After having gone through the show cause notice annexure A-1, and having heard learned counsel for the petitioner, who did not dispute the incurring of the red-ink entries, apart from the fact that as it appears from the documents annexed to the writ petition, that for one charge of absence without leave, he had absented till he was apprehended by the Unit personnel, while the second charge was about having illegally withdrawn Rs.5,000/- from the account of other co-comrade by using forged signatures, then one of the entry was incurred on account of his getting sanctioned leave by projecting a false ground of his parents having expired in an accident on 25.06.2007, which was incorrect, and this fact was not disputed by learned counsel for the petitioner. Likewise, one of the entries is about absence without leave and was ultimately apprehended by civil police in April, 2009, and so on.

In these circumstances, when incurring of these entries is not disputed by learned counsel for the petitioner, we do not find any ground to interfere with the discharge order.

The petition is, therefore, dismissed

(Justice NP Gupta)

[Lt Gen (Retd) NS Brar]

28.05.2012
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