

ARMED FORCES TRIBUNAL, REGIONAL BENCH, CHENNAI

O.A. No.19 of 2013

Monday, the 15<sup>th</sup> day of July, 2013

THE HONOURABLE JUSTICE V. PERIYA KARUPPIAH  
(MEMBER-JUDICIAL)

AND

THE HONOURABLE LT GEN (RETD) ANAND MOHAN VERMA  
(MEMBER – ADMINISTRATIVE)

No.1570165-P,  
L/NK Kellys Babu,  
Village-Vadasemapalayam  
Post-Manjaputhur Post  
Taluk-Sankarapuram  
Dist-Villupuram District, State-Tamil Nadu

.. Applicant

By Legal Practitioner:  
Mr. M. Selvaraj

Vs.

1. Union of India Represented by  
Chief of the Army Staff,  
New Delhi-110 011.
2. The Officer-in-Charge Records,  
Bombay Engineer Group, Kirkee,  
Pune-03.
3. The Commanding Officer,  
115 Engineer Group,  
Bombay Engineer Group, Kirkee,  
Pune-03.
4. PCDA (P),  
Allahabad, Uttar Pradesh.
5. Asst Director,  
Ex-Servicemen Welfare Office,  
Villupuram District.

... Respondents

**ORDER**

(Order of the Tribunal made by  
Hon'ble Justice V.Periya Karuppiyah, Member-Judicial)

1. Heard Mr. M. Selvaraj, Learned Counsel for the applicant, on admission.
2. While addressing the arguments on behalf of the applicant, the Learned Counsel for the applicant Mr. M. Selvaraj, wants to withdraw the Original Application with liberty to file a fresh application to seek appropriate remedy. To that extent he wanted to make endorsement on the back of the O.A. Accordingly, we permitted him to do so.
3. Endorsement was made by the Learned Counsel for the applicant on the back of the Original Application withdrawing the O.A. with liberty to seek appropriate remedy before the respondents and before this Tribunal. We have perused the endorsement.
4. On consideration of the submission of the Learned Counsel for the applicant and the contents of the endorsement made on the back of the Original Application, we are inclined to give permission to the applicant to

withdraw the O.A. with liberty to file an appropriate application, before respondents and before this Tribunal, if so advised, as per law.

5. Accordingly, the Original Application is dismissed as withdrawn with liberty to file appropriate application as indicated above. No costs.

Sd/-  
LT GEN (Retd) ANAND MOHAN VERMA  
MEMBER (ADMINISTRATIVE)

Sd/-  
JUSTICE V. PERIYA KARUPPIAH  
MEMBER (JUDICIAL)

**15.07.2013**  
(True Copy)

**Member (J)** – Index : Yes/No

Internet : Yes/No

**Member (A)** – Index : Yes/No

Internet : Yes/No

*NCS*

To:

1. Chief of the Army Staff,  
Union of India,  
New Delhi-110 011.
2. The Officers-in-Charge Records,  
Bombay Engineer Group, Kirkee,  
Pune-03.
3. The Commanding Officer,  
115 Engineer Group,  
Bombay Engineer Group, Kirkee,  
Pune-03.
4. PCDA (P),  
Allahabad, Uttar Pradesh.
5. Asst Director,  
Ex-Servicemen Welfare Office,  
Villupuram District.
6. Mr. M. Selvaraj,  
Counsel for applicant.
7. OIC, Legal Cell (Army),  
ATNK&K Area HQ,  
Chennai-9.
8. Library, AFT, Chennai.

HON'BLE JUSTICE V. PERIYA KARUPPIAH  
(MEMBER-JUDICIAL)  
AND  
HON'BLE LT GEN (RETD) ANAND MOHAN VERMA  
(MEMBER-ADMINISTRATIVE)

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