

**ARMED FORCES TRIBUNAL, REGIONAL BENCH, KOCHI**

O.A.NO.16 OF 2011

WEDNESDAY, THE 8TH DAY OF FEBRUARY, 2012/19TH MAGHA, 1933

CORAM:

HON'BLE MR. JUSTICE A.C.ARUMUGAPERUMAL ADITYAN, MEMBER (J)

HON'BLE LT.GEN.THOMAS MATHEW, PVSM, AVSM, MEMBER (A)

V. VARGHESE, S/O. JOSEPH VARGHESE,  
AGED 69 YEARS, RANK: LAC NO.229414,  
MOOLAMOOTTIL HOUSE, KAYAMKULAM P.O.,  
NOW RESIDING AT:- MOOLAMOOTTIL HOUSE,  
KANAYANNOR, CHOTTANIKKARA P.O., ERNAKULAM.

**APPLICANT :**

BY ADV. SRI. K.T. THOMAS

***versus***

1. UNION OF INDIA, REPRESENTED BY  
SECRETARY, MINISTRY OF DEFENCE,  
NEW DELHI.

2. AIR FORCE RECORD OFFICER,  
2 GTS, IAF, KANPUR.

**RESPONDENTS :**

R1 & R2 BY ADV. SMT. E.V. MOLY, CENTRAL GOVT. COUNSEL

**ORDER**

**A.C.A.Adityan, Member (J):**

The main objection raised by the office is that the applicant has not exhausted the statutory remedy available to him. The case came up for admission on 6.2.2012, but there was no representation for the applicant. So, it was posted today for withdrawal of the application. Even today, there is no representation for the applicant. Since the applicant has not produced

any material to show that he has exhausted all the statutory remedies, the application cannot be entertained as per Section 21 of the Armed Forces Tribunal Act, 2007. Under such circumstances, the O.A. is dismissed for default.

Sd/-  
LT. GEN. THOMAS MATHEW,  
MEMBER (A)

Sd/-  
JUSTICE A.C.A. ADITYAN,  
MEMBER (J)

DK.

(True copy)

Prl. Private Secretary

OA No.16 of 2011

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**ORDER**

DATED: 08.02.2012