

FORM NO – 4
(SEE RULE 11(1))
IN THE ARMED FORCES TRIBUNAL, REGIONAL BENCH,
KOLKATA

ORDER SHEET
APPLICATION NO. T. A. No. 20/2013 (W.P.No.5629/2005)

APPELLANT (S)	NB SUB (PNA) BPS NAIR
RESPONDENT(S)	Union of India & 4 Ors.
LEGAL PRACTITIONER FOR APPELLANT(S) Mr. M. A. Vidyadharan	LEGAL PRACTITIONER FOR RESPONDENT(S) Mr. Dipak Kumar Mukherjee

ORDER OF THE TRIBUNAL	
Order No. 2	Dated: 27.03.2014
<p>Mr. M. A. Vidyadharan, Id. advocate appears for the applicant and Mr. Dipak Kumar Mukherjee, Id. advocate for the respondents is present.</p> <p>In accordance with our order dated 07.02.2014 the respondents were to file supplementary affidavit-in-opposition(A/O) since a lot of events have gone by then since the earlier A/O had been filed in the Hon'ble Calcutta High Court when the case was pending there as a writ petition. For this purpose, Mr. Mukherjee, Id. adv. for the respondents prays for four weeks more because he would obtain instructions and details from the Govt. respondents to draft proper supplementary A/O with updated position of the entire case. He also needs time to obtain parawise comments from the record office which is essential in this case. We, however, find from the correspondences made by the Legal Cell, HQ Bengal Area to D.G Medical Services of the Army HQ on 25.03.2014 that no specific instructions were given to the AMC Records, Lucknow to provide</p>	

parawise comments pertaining to this case. It would be appropriate to obtain an updated statement which would serve some meaningful purpose for Mr. Mukherjee, Id. adv. for the respondents to draft his fresh A/O in the form of an supplementary A/O. Considerisng all these aspects as mentioned above, Mr. Mukherjee prays for four weeks to file his supplementary A/O and also original documents as relevant to this case. Such prayer is allowed.

Mr. Vidyadharan, Id. adv. for the applicant prays for three weeks after receipt of the supplementary A/O to file his affidavit-in-reply and also to inspect the original documents. Let his prayers be granted. He may inspect the original documents once they are received by the Registgry after observing usual formalities with the Registry.

Under such circumstances, let the matter appear for further order on 11.06.2014.

A plain copy of the order, duly countersigned by the Tribunal Officer, be furnished to both sides after observance of usuala formalities.

(LT. GEN. K.P.D.SAMANTA)
Member (Administrative)

(JUSTICE RAGHUNATH RAY)
Member (Judicial)