

IN THE ARMED FORCES TRIBUNAL:
REGIONAL BENCH, KOLKATA

ORDER SHEET

R. A.3/2023 with MA 69/2023(Arose from OA 86/2023).

APPLICANT (S) : UNION OF INDIA & OTHERS.
RESPONDENT (S) : Sub Suresh Rajput.
Legal Practitioner of applicant (s) : Legal Practitioner for Respondent (s)
Mr Ajay Chaubey, Advocate : Mr Kanchan Das, Advocate

ORDERS OF THE TRIBUNAL

Order Serial Number :

Dated : 24-11-2023

MA 69/2023.

Heard.

The order dated 29.09.2023 passed by a co-ordinate Bench of this Tribunal in OA No.86/2023 has been sought to be reviewed/recalled on condonation of delay. The delay occurred in filing the review application stands satisfactorily explained and even not inordinate also. Therefore the same is ordered to be condoned. The MA is accordingly allowed and stands disposed of.

R. A.3/2023

Heard.

(2) In this application the order dated 29.09.2023 passed by a co-ordinate Bench of this Tribunal in OA No.86/2023 has been sought to be reviewed/recalled on the grounds inter alia that the same is contrary to the law laid down and also the facts of the case. However, on going through the order sought to be reviewed and also the records as well as the submissions made during the course of hearing, we do not find any reason to interfere with the order sought to be reviewed. In our considered opinion, there is neither any mistake nor error apparent on the face of record or sufficient reason shown to take in its sweep a ground analogous with those specified in the statutory

provisions warranting the review of an order and that too when this Bench has allowed the Original Application after taking into consideration the given facts and circumstances and also the law laid down by the Hon'ble Supreme Court by way of various judicial pronouncements.

(3) As a matter of fact, the review applicant under the garb of the review application wants this Tribunal to rehear the matter which is not legally permissible.

(4) The review application being devoid of any merit is therefore dismissed.

LT GEN SHASHANK SHEKHAR MISHRA
HON'BLE MEMBER(A)

JUSTICE DHARAM CHAND CHAUDHARY
HON'BLE MEMBER(J)

/na/