

Form No.4
 [(SEE RULE 11(1))]

IN THE ARMED FORCES TRIBUNAL:
 REGIONAL BENCH, KOLKATA

ORDER SHEET

O.A.No.37/2023

APPLICANT (S) : SMT.GORRELA SAIROOPA
 RESPONDENT (S) : UNION OF INDIA & OTHERS
 Legal Practitioner of applicant (s) : Legal Practitioner for Respondent (s)
 Mr.Gunjan Kumar Singh, Advocate : Mr. Ajay Chaubey, Advocate
 Mr.Kanchan Das, Advocate

<u>ORDERS OF THE TRIBUNAL</u>	
Order Serial Number :	Dated : 05-04-2024
<p>Heard learned counsel on both sides.</p> <p>Admittedly the husband of the applicant who was serving in the Army is alive. Therefore it is he who can be termed as an aggrieved person in terms of the Armed Forces Tribunal Act, and the Rules framed thereunder, and not his wife, the applicant.</p> <p>Confronted with such a legal position, learned counsel appearing on behalf of the applicant seeks permission to withdraw this application at this stage with liberty reserved to file afresh on behalf of the soldier Mr Raja Ramesh Babu Sunkari.</p>	

Permission granted. In case Mr Sunkari is held to be afflicted with any mental/psychiatric problem and not in a position to file OA himself in this Tribunal, he may file it through his wife, however, supported by medical certificate issued by a medical board constituted for the purpose by the competent Army authority. In case a request is made by him for the purpose the respondents shall get him examined by the medical board and the proceedings of the board be supplied to him

The application is accordingly disposed of so also miscellaneous application(s) if any pending.

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

JUSTICE DHARAM CHAND CHAUDHARY
HON'BLE MEMBER(J)

/na/