

**FORM NO.4**  
**(SEE RULE 11 (1))**  
**IN THE ARMED FORCES TRIBUNAL, REGIONAL BENCH, KOLKATA**  
**ORDER SHEET**  
**APPLICATION No. O.A. No. 82/2013**

|                                      |                                    |
|--------------------------------------|------------------------------------|
| APPLICANT (S)                        | Soudagarh Naik & Another           |
| RESPONDENT (S)                       | Union of India & 4 Others          |
| Legal Practitioner for Applicant (s) | Legal practitioner for Respondents |
| None                                 | Mr. Souvik Nandy                   |

| <b><u>ORDERS OF THE TRIBUNAL</u></b> |  |
|--------------------------------------|--|
| <u>Order Serial Number:</u>          | Dated : 16.07.2014   |
|                                      | <p>None appears for the applicants. However, it has been submitted by Mr. Souvik Nandy, learned counsel appearing for the respondents, on behalf Ms. Rajashree Bahal, Advocate on Record for the applicants that Ms. Bahal has intimated him over phone that she is not in a position to attend the court this day because of some personal difficulties and Mr. Nandy, therefore, prays for an adjournment of the matter on her behalf.</p> <p>We, however, find that the learned counsel for the applicants was not present on 16.05.2014 when the matter appeared in the list for admission. We also observe from records that Ms. Bahal had undertaken to submit a miscellaneous application (MA) praying for condonation of delay in filing of the OA No. 82/2013. However, no such MA has yet been filed by the applicant.</p> <p>For the sake of justice, as a last chance, we are inclined to adjourn the matter till 07.08.2014 as prayed for by Ms Bahal through Mr. Nandy. We make it very clear that in case the applicant fails to appear on the next date, the matter is liable to be dismissed for default in appearance.</p> |

Mr. Nandy, ld. adv. for the respondents prays for three weeks to file affidavit-in-opposition to the M.A. for condonation of delay once it is filed. Ms. Bahal, ld. adv. for the applicant shall file her M.A. within a short time so that Mr. Nandy, ld. adv. is able to file A/O on behalf of the respondents by the next date.

Ld. Registrar is directed to send a copy of this order to the applicants as well as their counsel as per addresses given in the cause title by registered post with A/D intimating the next date.

To date (07.08.2014) for admission hearing.

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

(Lt Gen K.P.D. Samanta)  
Member (Administrative)

(Justice Raghunath Ray)  
Member ( Judicial )