

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

**ORDER SHEET**

**APPLICATION No. O.A. No. 19/2010**

APPLICANT (S)

Ex-Sepoy Govind Choubey

RESPONDENT (S)

Union of India & 4 Others

Legal Practitioner for Applicant (s)

Legal practitioner for Respondents

Mr. Subhash Chandra Basu

Mr. Dipak Kumar Mukherjee

**ORDERS OF THE TRIBUNAL**

Order Serial Number: 37

Dated : 14.08.2015

Mr. Subhash Chandra Basu, learned counsel appearing for the appellant files compilation of cases in support of his case which is taken on record. Mr. Dipak Kumar Mukherjee, learned counsel appears for the respondents.

From the factual matrix on records, it appears that the appellant was convicted in a rape case in SCM with dismissal from service with imprisonment for one year. We fail to understand as to how in the matter of rape, that too of 7 year old girl, sentence may be awarded with imprisonment for one year only. Whether the Tribunal may proceed with further trial in the matter is a question which requires to be explained by the learned counsel for the respective parties.

List the matter at the top of the hearing list on 18.08.2015.

(Lt Gen Gautam Moorthy)  
Member (Administrative)

(Justice Devi Prasad Singh)  
Member ( Judicial )

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