

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

APPLICATION NO:O.A. No. 44/2012

APPLICANT (S)

K. P. Mohammed Rafi

RESPONDENT(S)

Union of India & 5 Ors.

Legal Practitioner for Applicant(s)

Mr. Sudip Krishna Datta

Legal Practitioner for Respondent(s)

None

ORDER OF THE TRIBUNAL	
	<div>Order No. 11</div> <div>Dated: 13.05.2013</div>
	<p>Mr. Sudip Krishna Datta, Id. advocate appears on behalf of the applicant. Mr. B. K. Das, Id. advocate-on-record for the respondents is not present. An adjournment has been sought for on his behalf by Lt. Col. Anil Chandra, OIC, Legal Cell, HQ Bengal Area to the effect that Mr. Das could not be present in Court today on account of his personal grounds. Mr. Datta, however, files supplementary affidavit to the O.A. (No.44/2012). This may be kept with the records. Copy served upon the opposite side and received by Lt. Col. Chandra. Mr. Datta submits that counter affidavit in respect of respondent no.6 was sent to him directly by the respondent no.6 by post. He is filing a copy of the same before the Tribunal today which may be kept with the record till the formal counter affidavit by respondent no. 6 is filed by Mr. B. K. Das, Id. advocate-on-record for the respondents including respondent no. 6.</p> <p>Mr. Datta also files a supplementary affidavit with some additional facts. Let it be kept with the records. Copy served upon the opposite side and received by Lt. Col. Chandra. Mr. Das may file supplementary A/O, if advised, before the next date.</p> <p>We find that this matter is being dragged on for quite some time while the applicant appears to be suffering financially as well as in terms of his due promotion.</p> <p>Under such circumstances, the matter will be now fixed for hearing on the next date fixed on 08.08.2013. We make it very clear that it will be decided on that date even if the advocate for the respondents is not present.</p>

To 08.08.2013 for hearing.

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

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

(JUSTICE RAGHUNATH RAY)
Member (Judicial)