

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

ORDER SHEET

APPLICATION NO. C. A. No. 4/2011
(Arising out of T.A. No.37/2010)

APPELLANT (S)

Major Rabindra Singh

RESPONDENT(S)

S. K. Sharma & 2 Ors.

Legal Practitioner for Appellant(s)
Mr. Subhas Chandra Hajra

Legal Practitioner for Respondent(s)
Mr. Anup Kumar Biswas

ORDER OF THE TRIBUNAL	
	<p style="text-align: center;">Order No. 17 Dated: 22.10.2013</p>
	<p>Mr. Subhas Chandra Hajra, Ld. Advocate appears on behalf of the applicant and Mr. Anup Kumar Biswas, Ld. Advocate for the alleged contemnor is present.</p> <p>Mr. Biswas has informed us that an Interlocutory Application in connection with the main civil appeal has been filed before the Hon'ble Apex Court which has been directed to be listed along with the civil appeal. In view of the above, Mr. Biswas prays that the matter may be adjourned till the decision of the Hon'ble Apex Court is obtained. We, however, observe from the communication placed for our perusal that the direction of the Hon'ble Apex Court relates to an Interlocutory Application and not with regard to the main civil appeal in the case of Major Rabindra Singh vs. Union of India & Others which was decided by this Tribunal in T. A. No.37/2010 on 04.04.2011. Therefore, the status of the civil appeal against our ibid judgement has not yet been clarified by Mr. Biswas. The respondents are directed to intimate the disposal of the civil appeal against our judgement in T.A. No.37/2010 that was filed by the Union of India before the Hon,ble Apex Court. They will confirm whether the civil appeal has been disposed of by the</p>

Hon'ble Apex Court or it is still pending and the current status including the operation of 'Stay' in the ibid case. Such reply is to be filed within two weeks from this day.

Under such circumstances, let the matter **appear on 27.11.2013 for further order.**

Let a plain copy of the order duly countersigned by the Tribunal Officer be supplied to both sides on observance of due formalities.

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

(JUSTICE RAGHUNATH RAY)
Member (Judicial)