

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI
(Sl. No. 4)

O.A. No. 03 of 2023 with M.A. No. 02 of 2023

Lt. Col. Anoop Birmhan Applicant
By Legal Practitioner for the Applicant : Shri K.P. Pathak, Advocate
Shri B. Das, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri P.K. Garodia, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.04.2023</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Air Marshal Balakrishnan Suresh, Member (A)</u></p> <p>Heard Shri K.P. Pathak, Ld. Counsel appearing for the applicant and Shri P.K. Garodia, Ld. Counsel appearing for the respondents.</p> <p><u>M.A. No. 02 of 2023</u> This application has been filed for condoning the delay of 139 days in filing the Original Application for expunction of adverse confidential report recorded against the applicant. It is submitted by the Ld. Counsel for the applicant that delay in filing the Original Application is not intentional, but for the reasons stated in the affidavit filed in support of delay condonation application. The Ld. Counsel for the respondents has vehemently opposed the prayer. Upon hearing submissions of Ld. Counsel of both sides we find that cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed of.</p> <p><u>O.A. No. 03 of 2023</u> Case needs adjudication. Issue notice. Shri P.K. Garodia, Advocate has accepted notice on behalf of the respondents, hence service of notice is waived. Respondents may file Counter Affidavit within four weeks. Thereafter, applicant will have two weeks time to file Rejoinder Affidavit, if any. List after six weeks.</p> <p style="text-align: center;">(Air Marshal Balakrishnan Suresh) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/MC/-</p>