

Notes of the Registry	Orders of the Tribunal.
	<p style="text-align: center;">IN THE ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">OA -31/2017</p> <p>IC-56126M Lt Col Anwar Shaikh S/O Lt Col Sheikh Abdul Rahim (Retd) Administrative Officer Headquarter Recruiting Zone North East States Shillong.</p> <p style="text-align: center;">... Applicant.</p> <p style="text-align: right;">By legal practitioners for Applicant. Mrs Rita Devi Mr A.R.Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>1.Union of India Represented by the Secretary Ministry of Defence, Sena Bhawan,New Delhi-1.</p> <p>2.Officer Commanding Troops Headquarters Recruiting Zone North East States, Shillong Pin 793001</p> <p>3.MS Branch IHQ of MOD(Army) New Delhi.</p> <p style="text-align: center;">.... Respondents</p> <p style="text-align: right;">By legal practitioner for Respondents. Brig N.Deka(Retd), CGSC</p> <p style="text-align: center;"><u>PRESENT</u></p> <p style="text-align: center;">HON`BLE DR.(MRS) JUSTICE INDIRA SHAH, MEMBER (J) HON`BLE LT GEN GAUTAM MOORTHY, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>11.09.2018</u></p> <p>1. Heard Mrs Rita Devi, learned counsel appearing for the applicant and Brig N.Deka(Retd),CGSC assisted by Capt Akash Vashishta, OIC,AFT, Legal Cell appearing for the respondents.</p> <p>2. The counsel for the applicant has stated that review of the profile of the applicant be considered by the Bench.</p>

3. This Bench has perused the profile of the applicant and the documents produced by Maj Gourav Verma, AMS (Legal), MS Branch, Army Hqs, New Delhi. It is reiterated that there is no aberration whatsoever in the Officer's profile during the reckonable period and his profile consists entirely of 8/9 grading, although there is a preponderance of 8s. That being so, it is evident that the Officer has not been selected to the next rank purely on the grounds of merit. Hence, the plea of the applicant with regard to removal/expunction for inconsistency/aberration is dismissed as there are no inconsistencies/aberrations observed.

4. OA is accordingly disposed of.

MEMBER(A)

MEMBER (J)

MC

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