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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 657/2016 & C.M.2740/2016

EX REFN TIL BAHADUR PUN. THR HIS POWER OF ATTORNEY

..... Petitioner

Through: Mr.J.B. Ravi & Mr. J. Vijetha,
Advocates

versus

ADDL. DTEN GEN OF PERSONNEL SERVICE AND ANR.

.....Respondents

Through: Mr. D.P. Bhardwaj, CGSC, with
Mr. Rakesh Mani Tripathi,
Advocate for respondents No.1
& 2

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MR. JUSTICE SUNIL GAUR

ORDER

% **29.01.2016**

1. At the outset, it has been enquired from learned counsel for the petitioner as to how the present petition would be maintainable when he has already approached the Armed Forces Tribunal (AFT) raising the same grievance, as raised in the present petition. Pertinently, vide order dated 31st July, 2013, the learned AFT has dismissed O.A. No.241/2013 on the ground that it was highly belated.

2. At this stage, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to assail the

order dated 31st July, 2013 passed by the AFT before the Supreme Court, as per law.

3. Leave, as prayed for, is granted.

4. This petition and application are dismissed as withdrawn.

HIMA KOHLI, J

SUNIL GAUR, J

JANUARY 29, 2016

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