

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.12971 of 2017

Date of Decision: 02.06.2017

Darshana Sonkar

...Petitioner

Vs.

Union of India & others

...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Rajeev Anand, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J. (Oral)

1. Mr. Rajeev Anand for the petitioner submits that he could not predict that the Armed Forces Tribunal, Chandigarh Regional Bench would hold Court today and thinking it may not assemble had filed this petition only to find it too late. He informs that a Circuit Bench sits twice in a month at Chandimandir. It may take time for the Hon'ble Bench to sit again at Chandimandir. The petitioner is a Squadron Leader (No. 29582-L) in the Indian Air Force who has approached this Court, even though jurisdiction lies with the Tribunal praying interim directions for stay and in the main for quashing of the order whereby extension in service has been denied which would lead to automatic cessation of service on 15.06.2017.

2. Since this Court lacks jurisdiction over the subject matter, the file is returned to be presented in the proper forum. The petitioner may make a request before the Principal Bench for hearing her on stay matter together with the Original Application (OA). Accordingly, this writ petition is returned to be presented before the Principal Bench of the Armed Forces

Tribunal, New Delhi in view of statement made and difficulty presented in paragraph 1 above.

3. In the meanwhile, status quo will be maintained with the rider that filing before the Principal Bench should take place by 09.06.2017 and till listing and hearing on stay matter.

4. The petition stands disposed of with the papers to be presented before the Principal Bench of the Armed Forces Tribunal, New Delhi, if need be, in the proper form.

(RAJIV NARAIN RAINA)
JUDGE

02.06.2017

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Whether speaking/reasoned

Yes

Whether reportable

No