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

\+ W.P.(C) 9350/2018 and CM APPL. 36262-263/2018

INDIAN SHORT SERVICE COMMISSIONED ..... Petitioner

Through: Mr. Jaideep Singh and Ms. Aishwarya Bhati, Advocates.

versus

UNION OF INDIA ..... Respondent

Through: Ms.Kirti Awasthi, Advocate for Mr. Akshay Makhija, CGSC.

CORAM:
HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MS. JUSTICE REKHA PALLI

O R D E R

% 06.09.2018

1. The present petition has been listed by the Registry subject to office objections with regard to its maintainability in the High Court.

2. We have enquired from learned counsel for the petitioner as to why the petitioner has approached the High Court when the remedy, if any, lies before the Armed Forces Tribunal in terms of the Armed Forces Tribunal Act, 2007.

3. Learned counsel for the petitioner seeks leave to withdraw the present petition while reserving the right of the petitioner to approach the Armed Forces Tribunal for appropriate relief.

4. Leave, as prayed for, is granted. The present petition dismissed as withdrawn alongwith the pending applications.

HIMA KOHLI, J

REKHA PALLI, J

SEPTEMBER 06, 2018/na