

Sr. No. 236

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CM No.13720-13721-CWP of 2018 in/and
CWP No.17381 of 1994 (O&M)
Date of Decision: 12.04.2019**

Gurbax Singh

... Petitioner

Versus

Union of India and another

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Jagjit Singh, Advocate,
for the petitioner.

Ms. Gehna Vaishnavi, Advocate,
for the respondents-UI.

ARUN MONGA, J.(ORAL)

CM No.13720-CWP of 2018

For the reasons stated in the application, the delay of 1711 days in filing the application for restoration of the main case is condoned.

Application disposed of.

CM No.13721-CWP of 2018

This is an application for restoration of the main writ petition.

For the reasons stated in the application, the order dated 03.12.2013 dismissing the writ petition in default, is recalled.

Main writ petition is restored to its original number.

Main case is taken up on Board today itself.

Main case

Learned counsel for the petitioner submits that present petition has to be transferred to Armed Forces Tribunal, Chandimandir in view of Section 14 of the Armed Forces Tribunal Act, 2007.

The said submission of learned counsel for the petitioner is not opposed by learned counsel for the respondents.

In view thereof, Registry is directed to transfer the present case to Armed Forces Tribunal, Chandimandir to be adjudicated on merits.

Disposed of.

(ARUN MONGA)
JUDGE

12.04.2019

vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No