

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

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CWP No. 12254 of 2020
Date of Decision: 24.08.2020

SEP Rajesh Pal

.....Petitioner

Vs.

Union of India and others

....Respondents

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CWP No. 12390 of 2020

SEP Ram Paul

.....Petitioner

Vs.

Union of India and others

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Karambir Singh Kahlon, Advocate,
for the petitioner(s).

Mr. Parvesh Saini, Advocate,
for the respondents-UOI.

AMOL RATTAN SINGH, J. (Oral)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

CWP No. 12390 of 2020

As regards the petitioner in this petition, learned counsel for the petitioner submits that the petition has been rendered infructuous, as the petitioner has been examined by the Medical Board and has been declared to be fit.

Consequently, this petition is disposed of as such.

CWP No. 12254 of 2020

A preliminary objection has been raised by learned counsel for the respondents-UOI to the effect that jurisdiction would lie at the first with the Armed Forces Tribunal and that he has specific instructions to state that the Tribunal shall start functioning normally from August 26, 2020, i.e. the day after tomorrow.

That being so, this petition is dismissed as not being maintainable, with liberty obviously available to the petitioner to approach the Armed Forces Tribunal in respect of his grievances. Provided the petitioner approaches the Tribunal by filing an appropriate petition/application before it within 10 days from today, *status quo* as regards the service of the petitioner, as obtains today, shall be maintained for a period of 10 days.

A photocopy of this order be placed on the file of the connected case.

August 24, 2020

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES
Whether Reportable : NO