

**CM-885-C-2023, CM-8139-C-2022, CM-8138-C-2022 and
CM-8140-C-2022 in/and RSA-2357-2022**

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

(114+265)

**CM-885-C-2023,
CM-8139-C-2022,
CM-8138-C-2022, and
CM-8140-C-2022 in/and RSA-2357-2022
Date of Decision : January 31, 2023**

Dharam Pal Singh

.. Appellant

Versus

Union of India and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Surinder Garg, Advocate, for the appellant.

Mr. S.K. Sharma, Advocate, for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-885-C-2023

This is an application under Section 151 of the CPC praying for transfer of the case to the Armed Forces Tribunal Chandigarh Bench, Chandimandir.

Keeping in view the facts mentioned in the application, the same is allowed.

**CM-8139-C-2022, CM-8138-C-2022, CM-8140-C-2022 &
RSA-2357-2022**

Learned counsel for the parties agree that the subject matter involved in the present Regular Second Appeal is now within the jurisdiction of Armed Forces Tribunal Chandigarh Bench Chandimandir,

hence, the present appeal may kindly be disposed of being not maintainable before this Court with liberty to the parties to avail appropriate remedy before the Armed Forces Tribunal Chandigarh Bench Chandimandir.

Keeping in view the joint request of learned counsel for the parties, the present regular second appeal is disposed of being not maintainable before this Court.

Learned counsel for the appellant submits that as the parties intend to approach the Armed Forces Tribunal Chandigarh Bench Chandimandir, the paper book of this Regular Second Appeal be also placed before the Armed Forces Tribunal Chandigarh Bench Chandimandir for their perusal and passing appropriate order on the plea being raised by the appellant herein.

Registry is directed to send the paper book of the present appeal to the Armed Forces Tribunal Chandigarh Bench Chandimandir.

Parties are directed to appear before the Armed Forces Tribunal Chandigarh Bench Chandimandir on 12.07.2023.

January 31, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No