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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 6261/2024, CM APPLs. 26082/2024 & 26083/2024**
CPL AVOY SINHA BABU

..... Petitioner

Through: Ms. Nandadevi Dekha, Mr. K.S. Jaggi
and Mr. Zain Haider, Advs.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr. Harish Vaidyanathan Shankar,
CGSC with Mr. Srish Kumar Mishra,
Mr. Alexander Mathai Paikaday,
Mr. Lakshay Gunawat and
Mr. Krishnan V., Advs. for UOI
Mr. Jitendra Kumar Tripathi, GP for
UOI Sgn. Ldr. M.N. Khan and
Sgt. Vikash Kumar

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

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03.05.2024

CM APPL. 26083/2024 (for exemption)

Exemption allowed subject to all just exceptions.

Application stands disposed of.

W.P.(C) 6261/2024, CM APPL. 26082/2024

1. The challenge in this writ petition is to an order dated March 14, 2024, passed by the Air Force. It is a conceded position that this order has been passed by the Air Force pursuant to the orders passed by the Armed Forces Tribunal in an OA filed by the petitioner being OA No.517/2024.
2. The remedy for the petitioner is to approach the Armed Forces



Tribunal challenging the order dated March 14, 2024.

3. Learned counsel for the petitioner would submit that the reason for filing the writ petition in this Court is because the petitioner is seeking interim protection qua the respondent No.4 which is not amenable to the jurisdiction of the Armed Forces Tribunal. We say nothing on the submission.

4. Appropriate shall be for the petitioner to approach the Armed Forces Tribunal with an interim prayer qua respondent No.4 and it goes without saying that the Armed Forces Tribunal shall consider the prayer for interim relief in accordance with law. The writ petition is disposed of.

CM APPL. 26082/2024

Dismissed as infructuous.

V. KAMESWAR RAO, J

DHARMESH SHARMA, J

MAY 3, 2024/aky