

2025:PHHC:098291



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

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CWP-22136-2025

Date of decision: 02.08.2025

RAHUL KUMAR

.....Petitioner

VERSUS

UNION OF INDIA AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Raj Kumar Sharma, Advocate
for the petitioner.

Mr. Vibhor Bansal, Senior Panel Counsel
for the respondent(s)-Union of India.

VINOD S. BHARDWAJ, J. (Oral)

Even though the petitioner raises a challenge to the punishment awarded vide order dated 08.06.2020, however, it is not disputed by the Counsel for the petitioner that he himself has pleaded in the writ petition that a statutory appeal under Section 26 of the Army Act, 1950 has already been filed with the Appellate Authority and that no decision has been taken thereupon. He submits that he would be satisfied at this juncture in case the respondents are directed to decide the pending appeal expeditiously and in a time bound manner.

Notice of motion.

Mr. Vibhor Bansal, Senior Panel Counsel appears and accepts notice on behalf of respondent(s)-Union of India.

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Counsel for the respondent-Union of India submits that he has no instructions with respect to pendency of the appeal before the Appellate Authority. He, however, submits that the same may be time barred.

Be that as it may, once the submission of the appeal is being claimed by the petitioner and the same is not being disputed at this stage, I deem it appropriate to dispose of the present writ petition with a direction to the respondent-GOC HQ 16 Corps to decide the pending appeal dated 05.08.2024 submitted by the petitioner, expeditiously and preferably within a period of four months of receipt of certified copy of this order.

The writ petition is disposed of.

02.08.2025
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No