

ITEM NO.20

COURT NO.13

SECTION XVII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL Diary No(s). 2853/2023

(Arising out of impugned final judgment and order dated 31-05-2022 in OA No. 358/2019 passed by the Armed Forces Tribunal)

UNION OF INDIA & ORS.

Petitioner(s)

VERSUS

BRIGADIAER DINESH LALCHANDANI (RETD)

Respondent(s)

(IA No.32344/2023-CONDONATION OF DELAY IN FILING and IA No.32345/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.32342/2023-EX-PARTE STAY and IA No.32347/2023-LEAVE TO APPEAL U/S 31(1) OF THE ARMED FORCES TRIBUNAL ACT, 2007)

Date : 17-03-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KRISHNA MURARI
 HON'BLE MR. JUSTICE SANJAY KAROL

For Petitioner(s)

Mrs. Aishwarya Bhati, A.S.G.
 Ms. Ameyavikrama Thanvi, Adv.
 Mr. Sanjay Kumar Tyagi, Adv.
 Mr. Digvijay Dam, Adv.
 Mr. Nachiketa Joshi, Adv.
 Mr. Arvind Kumar Sharma, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
 O R D E R

Delay condoned.

Issue notice and tag alongwith Civil Appeal Diary No. 874/2023 and SLP(C) No. 4722/2021.

Considering the fact, the effect and operation of the impugned order passed by the Armed Forces Tribunal, Regional Bench, Lucknow shall remain stayed, in the meantime.

However, without prejudice to the rights and contentions of the parties, the appellant shall pay retiral dues of the respondent computed on the basis of the last pay drawn by him from the date of retirement.

(SONIA GULATI)
SENIOR PERSONAL ASSISTANT

(BEENA JOLLY)
COURT MASTER (NSH)