

Form No.4  
[(SEE RULE 11(1))]  
IN THE ARMED FORCES TRIBUNAL:  
REGIONAL BENCH, KOLKATA  
ORDER SHEET

CA 2/2017(Arose from OA 45/2013).

APPLICANT (S) : RFN Surinder Kumar.  
RESPONDENT (S) : Lt Gen Praveen Bakshi, GOC-IN-CHIEF,  
EC Fort William, and another.  
: :  
Legal Practitioner of applicant (s) : Legal Practitioner for Respondent (s)  
Ms Manika Roy, Advocate : Mr DS Mishra, Advocate.

<u>ORDERS OF THE TRIBUNAL</u>	
Order Serial Number :	Dated : 22-11-2023
<p>Heard learned counsel on both sides.</p> <p>Criminal Appeal No. 1321-1322/2017 filed before the Hon'ble Supreme Court by the Union of India is stated to be still pending for disposal.</p> <p>Learned senior panel counsel has produced before us the copy of order dated 31.07.2017 which reveals that the Hon'ble Supreme Court has stayed the implementation of the order dated 13.07.2015 passed by a co-ordinate Bench of this Tribunal in OA 45/2013 which is stated to be violated. When the Hon'ble Supreme Court has stayed implementation of the order there is no question of contempt of the order passed by this Tribunal at this stage. That being so the show-cause notice issued against the contemnor/respondents is ordered to be discharged and the proceedings dropped. The application is accordingly disposed of.</p>	
LT GEN SHASHANK SHEKHAR MISHRA HON'BLE MEMBER(A) na/	JUSTICE DHARAM CHAND CHAUDHARY HON'BLE MEMBER(J)