

**ARMED FORCES TRIBUNAL, REGIONAL BENCH,  
LUCKNOW****Original Application No. 349 of 2012**

Wednesday, this the 14<sup>th</sup> day of October 2015

**Hon'ble Mr. Justice D.P. Singh, Member (J)**  
**Hon'ble Air Marshal Anil Chopra, Member (A)**

Jamuna Prasad Singh, (Unit No. 111 Infantry Battalion Territorial Army, Kumaon, Allahabad (Havildar No. 10182112 W) son of Kashi Prasad Singh, at present resident of village Chandi, Post Office Jari Bazaar (Maida), District Allahabad.

Last posted at 164 Infantry Battalion (TA) Home and Hearth in NAGA (Nagaland)

.....Applicant

Ld. Counsel for : **Ld.Counsel Shri P.K. Shukla,**  
the Applicant **holding brief of Shri J.N.Mishra,**  
**Advocate**

Versus

1. Union of India through Secretary Ministry of Defence, Government of India, New Delhi.
2. Additional Director General (Territorial Army) Army Headquarters, New Delhi
3. Group Headquarter, Eastern Command, C/o 99 APO through its Managing Officer.
4. Chief Record Officer, OIC Records, The Kumaon Regiment Center Ranikhet.
5. 164 Infantry Battalion (TA) NAGA, C/o 99 APO.

.....Respondents

Ld. Counsel for the : **Lt Col Subodh Verma,**  
Respondents **OIC., Legal Cell.**

**ORDER (ORAL)**

1. Being aggrieved with the inaction on the part of the respondents in not considering applicant's case for promotional avenue, the applicant has submitted statutory complaint which is pending. However, learned counsel for the respondents submits that statutory complaint has not been received.
2. In any case, the fact remains that the applicant has a right to submit statutory complaint.
3. Accordingly, it is provided that in case the applicant submits statutory complaint within one month from today, it shall be decided by the competent authority expeditiously, say, within three months from the date of presentation of statutory complaint accompanied with a copy of this order by a reasoned and speaking order ignoring the delay. The decision taken shall be communicated to the applicant.
4. Subject to aforesaid directions, the O.A. is finally disposed of.

No order as to costs.

**(Air Marshal Anil Chopra)**  
**Member (A)**

anb

**(Justice D.P. Singh)**  
**Member (J)**