

WPSS No.880 of 2009

**Hon'ble Sudhanshu Dhulia, J.**

Mr. B.D. Pande, Advocate, present for the petitioner.

Ms. Anjali Bhargava, Advocate, present for the Union of India/respondents.

Petitioner was Lanse Nayak in Garhwal Rifles, Lansdown. He claims certain pensionary benefits.

An objection has been raised by the learned counsel for the Union of India that in view of Section 34 of the Armed Forces Tribunal Act, 2007 and in view of the judgment of the Division Bench of this Court in Writ Petition (SB) No.125 of 2007 [**Nandan Singh Rawat Vs. Union of India & others**], decided on 08.02.2010, this matter is cognizable by Armed Forces Tribunal.

In view thereof, the writ petition is hereby dismissed on ground of alternative remedy. No order as to costs.

**(Sudhanshu Dhulia, J.)**

27.02.2015

ML