

**COURT NO. 2, ARMED FORCES TRIBUNAL**  
**PRINCIPAL BENCH, NEW DELHI**  
**(Through Video-Conferencing)**

33.

**MA 750/2020 & MA 751/2020 in OA 264/2014**

**In the matter of :**

**Union of India & Ors.**

**... Applicant**

**Versus**

**Ex Lt RL Yadav & Another**

**... Respondent**

**For Applicant :** Shri AK Gautam, Advocate

**For Respondent :** Shri S.S. Pandey, Advocate

**WITH**

34.

**MA 1128/2020 in OA 264/2014**

**In the matter of :**

**Ex Lt RL Yadav & Another**

**... Applicant**

**Versus**

**Union of India & Ors.**

**... Respondents**

**For Applicant :** Shri S.S. Pandey, Advocate

**For Respondents :** Shri Anil Kumar Gautam, Advocate

**CORAM :**

**HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER(J)**

**HON'BLE VICE ADMIRAL P. MURUGESAN, MEMBER (A)**

**O R D E R**  
**14.09.2021**

The applicant was represented by Shri Sukhjinder Singh, Advocate who has unfortunately died. Today Shri S.S. Pandey, Advocate has appeared and he seeks time to file the Vakalatnama. Same be filed within two weeks.

Shri Anil Kumar Gautam, Advocate who had filed MA 750/2020 for grant of leave to appeal submits that his application is pending since long and the question whether grant of leave to appeal has to be granted or not is between the applicants Union of India & Ors. and Tribunal, therefore, this application be heard and decided.

**MA 750/2020 & MA 751/2020**

We have heard Shri Anil Kumar Gautam, Advocate for the applicant who is seeking grant of leave to appeal to Hon'ble Supreme Court challenging the order dated 5<sup>th</sup> September 2019 in OA 264/2019 and order dated 20<sup>th</sup> February 2020 in RA 60/2016.

Along with this application, MA 751/2020 has also been filed seeking condonation of delay of 276 days in filing the application on the ground is that RA was decided on 22<sup>nd</sup> February 2020. Since 23<sup>rd</sup> March 2020, there was nationwide lockdown, due to which Tribunal was non-functional till 7<sup>th</sup> June 2020 and thereafter, the present application has been filed on 10<sup>th</sup> June 2020.

In view of these averments made in the application, delay in filing the application is condoned. MA 751/2020 stands disposed off.

As regards MA 750/2020, seeking grant of leave to appeal is concerned, it is incumbent on the applicant to satisfy that any question of law of public importance is involved in the matter. However, we do not find that any question of law of

public importance is involved in the matter which warrants grant of leave to appeal. Accordingly, the application is dismissed.

MA 750/2020 stands disposed off.

**MA 1128/2020 in OA 264/2014**

Re-list on **30.11.2021**.

**[JUSTICE SUNITA GUPTA]  
MEMBER (J)**

**[VICE ADMIRAL P. MURUGESAN]  
MEMBER (A)**

*/sm/ap*

