

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

5.

RA 40/2022 WITH MA 3674/2022
IN OA 895/2018

Ex Rfn Prakash Chand Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. V S Kadian, Advocate
For Respondents : Mr. Arvind Kumar, Advocate
Maj Sridhar J, OIC, Legal Cell

CORAM

HON'BLE MS. JUSTICE ANJANA MISHRA, MEMBER (J)
HON'BLE LT GEN P. M. HARIZ, MEMBER (A)

ORDER
26.04.2023

RA 40/2022 WITH MA 3674/2022

Heard learned counsel for both the parties.

2. The present application has been filed seeking review of the order dated 8th May, 2018 passed in OA 895/2018, whereby this Tribunal has dismissed the original application both on merit as well as on account of laches and inordinate delay in filing the OA.

3. We have perused the order and heard learned counsel for the parties at length. We find that there is no error apparent on the face of record and the Tribunal, after considering all aspects of the matter, has passed a very reasoned order. There is also a delay of 1367 days in filing this Review Application seeking condonation of which

MA 3674/2022 has been filed. It is quite clear that the present review application is as an afterthought and no sufficient cause has been made out for condoning the delay of nearly four years in filing this review application.

4. Having considered the matter in its entirety, we find no reason to interfere with the order or re-open the original case.

5. RA is accordingly dismissed both on the ground of merit as well as delay.

(ANJANA MISHRA)
MEMBER (J)

(P. M. HARIZ)
MEMBER (A)

vks/Priya