

COURT No. 2, ARMED FORCES TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI
(Through Virtual Hearing)

20.

MA 3759/2022 & MA 3760/2022 in RA 43/2017 in OA 700/2015

Maj Nishant Gupta (Retd.)Applicant

Versus

Union of India & Ors.Respondents

For Applicant : Mr. Gautam Jha, Advocate

For Respondents : Mr. Anil Gautam, Sr.CGSC

CORAM:

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

HON'BLE LT. GEN. BOBBY CHERIAN MATHEWS, MEMBER (A)

ORDER
01.12.2022

MA 3760/2022

Vide this application, the applicant seeks condonation of delay of approximately 69 days in filing MA 3759/2022. In view of the averments made in this application which are duly supported by affidavit, delay in filing the application is condoned.

MA stands disposed off.

MA 3759/2022

Vide this application, the applicant seeks restoration of RA 43/2017 which was dismissed for non-prosecution on 13.09.2022. On advance notice, Mr. Anil Gautam, Sr.CGSC has appeared and states that in view of the personal ground of

counsel for the applicant as averred in the application, he does not oppose the application.

In view of the concession given at bar by counsel for the respondents coupled with the personal ground of illness averred by counsel for the applicant which are duly supported by the medical reports/prescriptions.

In the interest of justice, application is allowed. RA is restored to its original number and position. MA stands disposed off.

RA 43/2017

List for hearing on **24.01.2023**.

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

**(LT. GEN. BOBBY CHERIAN MATHEWS)
MEMBER (A)**