

COURT No.3
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

42

OA 1029/2017 with MA 791/2017

Ex Sgt K C Dutta	Applicant
VERSUS		
Union of India and Ors.	Respondents

For Applicant	:	Mr. Rajesh Nandal, proxy for Mr. V S Kadian, Advocate
For Respondents	:	Mr. Anil Gautam, Sr. CGSC

CORAM

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

ORDER
16.02.2023

MA 791/2017

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007, seeking condonation of delay of **2402** days in filing the present OA. In view of the judgments of the Hon'ble Supreme Court in the matter of **UoI & Ors Vs Tarsem Singh 2009(1) AISLJ 371** and in **Ex Sep Chain Singh Vs Union of India &Ors (Civil Appeal No. 30073/2017)** and the reasons mentioned, the MA 791/2017 is allowed and the delay of **2402** days in filing the OA 1029/2017 is thus condoned. The MA is disposed of accordingly.

OA 1029/2017

The matter be re-notified for final hearing on **28.08.2023**.

**(JUSTICE ANU MALHOTRA)
MEMBER (J)**

**(LT GEN P.M. HARIZ)
MEMBER (A)**

AP/SHIVAM