

**COURT No.1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI**

101.

OA 2084/2017 WITH MA 1576/2017

Col Vikas Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Nidhi Raman, Advocate
Mr. Dinesh Yadav, Advocate
For Respondents : Mr. Anil Gautam, Advocate

CORAM:

**HON'BLE MR. JUSTICE VIRENDER SINGH, CHAIRPERSON
HON'BLE LT GEN SANJIV CHACHRA, MEMBER (A)**

**ORDER
18.02.2019**

Record reveals that on 16th January, 2018, MA 1576/2018 only was taken up for its consideration whereby the applicant is seeking condonation of delay of 1115 days in filing the accompanied OA. Consideration of the said application has been delayed at the end of the applicant only as is borne out from the short orders. Ms. Nidhi Raman, learned counsel for the applicant, while seeking condonation of the aforesaid delay, has taken us to the grounds carved out in the instant application which are supported by the documentary evidence also.

Whatever is averred in the application is reiterated at the Bar once again.

Respondents have also filed response to the instant application opposing allowing of the same. Opposition is raised once again today by Mr. Anil Gautam, learned counsel for the respondents.

Having regard to the facts of the case, in our considered view the applicant has been able to carve out sufficient grounds for condonation of the aforesaid delay, may be huge on the face of it. Resultantly the instant application is allowed, as prayed for. Delay of 1115 days in filing the OA is condoned.

MA stands disposed of accordingly.

OA 2084/2017

Heard learned counsel for the applicant on the merits of the case.

Issue notice on admission only. Mr. Anil Gautam, learned counsel appearing for the respondents, accepts notice. Respondents are directed to keep the entire record relating to the applicant ready on the next date of hearing for the perusal of the Tribunal. Reply, if any, in the meanwhile.

List again on 2nd April, 2019.

To be indicated in **ADMISSION COLUMN**.

(VIRENDER SINGH)
CHAIRPERSON

(SANJIV CHACHRA)
MEMBER (A)

/vks/