

COURT NO. 3, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

75.

OA 2283/2019 WITH MA 3190/2019

Ex WO Daya Shankar Singh

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Mr Baljeet Singh, proxy Mr. Virender
Singh Kadian, Advocate

For Respondents : Mr Sagar Mahlawat, Proxy for Mr. Harish V
Shankar, Advocate

CORAM :

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)

HON'BLE LT GEN P. M. HARIZ, MEMBER (A)

O R D E R
06.01.2023

MA 3190/2019

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 631 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 3190/2019 is allowed and the delay in filing the OA 2283/2019 is thus condoned. The MA is disposed of accordingly.

OA 2283/2019

Counter affidavit filed by the respondents is on record. No rejoinder is sought to be filed by the applicant.

Pleadings are complete.

Re-list on 24.03.2022 for final hearing

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

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

Chanana/Pooja