

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

6.

**OA 2164/2019 WITH MA 1471/2020 & 3032/2019**

Ex HFO Rama Shankar Yadav	.....	Applicant
VERSUS		
Union of India and Ors.	.....	Respondents

For Applicant	:	Mr. Omprakash Kr Srivastava, Advocate
For Respondents	:	Mr. Y.P.Singh, Advocate

**CORAM**

**HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)  
HON'BLE LT GEN SHASHANK SHEKHAR MISHRA, MEMBER (A)**

**ORDER  
18.01.2023**

**MA 3032/2019**

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007, seeking condonation of delay of **3193** 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 3032/2019 is allowed and the delay of **3193** days in filing the OA 2164/2019 is thus condoned. The MA is disposed of accordingly.

**MA 1471/2020**

This is an application filed on behalf of the respondents for condonation of delay of **31** days in filing the counter affidavit. In

view of the reasons explained in the MA and in the interest of justice, the MA 1471/2020 seeking condonation of the delay is allowed. The MA thus stands disposed of.

**OA 2164/2019**

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

The matter be re-notified for final hearing on **19.07.2023**.

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

**(LT GEN SHASHANK SHEKHAR MISHRA)  
MEMBER (A)**

**AP/POCJA**