

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

45.

OA 1715/2019 WITH MA 2651/2019

Ex Hav (Hony Nb Sub) Rajbir Singh	Applicant
VERSUS		
Union of India and Ors.	Respondents

For Applicant	:	None
For Respondents	:	Mr. Arvind Patel, Advocate

CORAM

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

ORDER
07.02.2023

MA 2651/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 1375 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 2651/2019 is allowed and the delay of 1375 days in filing the OA 1715/2019 is thus condoned. The MA is disposed of accordingly.

OA 1715/2019

The counter affidavit filed on behalf of the respondents is on record. Rejoinder, if any, may be filed within four weeks.

The matter be listed for final hearing on **17.08.2023**.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

NEHA/POOJA

