

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

54.

**OA 274/2019 WITH MA 733/2019**

**Ex PO (U/CI) Birla Ram Lamba**  
**Versus**

**... Applicant**

**Union of India & Ors.**

**... Respondents**

**For Applicant** : Mr. Ved Prakash, Advocate &  
Mr. Devendra Kumar, Advocate

**For Respondents** : Mr. Arvind Patel, Advocate

**CORAM :**

**HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)**  
**HON'BLE LT GEN C P MOHANTY, MEMBER (A)**

**ORDER**  
**10.01.2023**

**MA 733/2019**

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 90 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 733/2019 is allowed despite opposition on behalf of the respondents and the delay of 90 days in filing the OA 274/2019 is thus condoned. The MA is disposed of accordingly.

**OA 274/2019**

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

Re-list for final hearing on 24.04.2023.

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

**[LT GEN C P MOHANTY]  
MEMBER (A)**