

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

65.

**OA 875/2019 WITH MA 1526/2019**

**Smt Subhasini Behera W/o Late  
Nk/MT Sudarshan Behera  
Versus**

**... Applicant**

**Union of India & Ors.**

**... Respondents**

**For Applicant : Mr. Anil Srivastava, Advocate**

**For Respondents : Ms. Jyotsna Kaushik, Advocate**

**CORAM :**

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

**HON'BLE LT GEN C P MOHANTY, MEMBER (A)**

**O R D E R**

**10.01.2023**

**MA 1526/2019**

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 8175 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 1526/2019 is allowed and the delay of 8175 days in filing the OA 875/2019 is thus condoned. The MA is disposed of accordingly.

**OA 875/2019**

Pleadings are complete.

Re-list for final hearing on 24.04.2023.

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

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

Chanana/Neha