

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

64.

OA 88/2019 with MA 478/2019

Ex Sep Gajender Singh

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Mr. S M Dalal, Advocate

For Respondents : None

CORAM :

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

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

O R D E R
03.01.2023

MA 478/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 4135 days in filing the present OA. Learned counsel for the respondents fairly does not oppose the prayer made on behalf of applicant. 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 478/2019 is allowed and the delay of 4135 days in filing the OA 88/2019 is thus condoned. The MA is disposed of accordingly.

OA 88/2019

Pleadings are complete.

List the matter for final hearing on 13.02.2023.

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

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

Chanana/Neha