

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

1

OA 1435/2018 with MA 1188/2022 & 1748/2018

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

For Applicant : Mr. Sanjeev Kumar, Advocate
For Respondents : Mr. V Pattabhi Ram, Advocate

CORAM

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

ORDER
01.02.2023

MA 1748/2018

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 3752 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 1748/2018 is allowed despite opposition on behalf of the respondents and the delay of 3752 days in filing the OA 1435/2018 is thus condoned. The MA is disposed of accordingly.

MA 1188/2022

This is an application filed on behalf of the respondents for condonation of delay of 540 days in filing the counter affidavit. In view of the reasons explained and in the interest of justice, the delay

in filing the counter affidavit is condoned. The MA is disposed of accordingly.

List before the Court of the Principal Registrar for completion of the pleadings on 21st April, 2023 and thereafter before the Bench.

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

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

NAMITA/TARUN