

**IN THE COURT OF PRINCIPAL REGISTRAR
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

72.

OA 1144/2024

Ex Nk Dil Bahadur Gurung **Applicant**

Versus

Union of India and Ors. **Respondents**

For Applicant : None

For Respondents : Mr. Kuldeep Singh, Advocate

ORDER
12.07.2024

The learned counsel for the respondents seeks four weeks' time to file the counter affidavit.

2. Despite sufficient opportunities granted, counter affidavit has not been filed by the respondents till date. I do not find any palpable reason to grant any further extension of time.

3. Record further reveals that, vide order dated 05.04.2024, the Hon'ble Court has observed here as under :

“Notice thereof is issued to the respondents accepted on their behalf. Pleadings in the matter be completed by either side within a period of three months. List the matter before the Principal Registrar on 15.04.2024 for completion of pleadings.

However, in view of pendency of WP (C) 2126/2024 and WP (C) 2863/2024 before the Hon'ble High Court of Delhi in relation to the same issue wherein the operation of the order of this Tribunal condoning the shortfall a period of less than a year in the DSC cases of qualifying length of service having

been stayed, the Registry is directed to re-notify the matter after disposal of WP (C) 2126/2024 and WP (C) 2863/2024 by the Hon'ble High Court of Delhi.

4. Evidently, despite ample opportunities granted for more than three months, the respondents have failed to file the counter affidavit till date.
5. In view of the specific directions and on account of failure to file the counter affidavit to complete the pleadings, list the matter before the Hon'ble Court for appropriate directions in the matter on **19.09.2024**.

(Dharmender Rana)
DHJS
Principal Registrar

/Pd/