

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

12.

OA 1273/2019 with MA 348/2021

Ex Hav (Hony Nb Sub) Mahesh Kumar & Ors. ... Applicants

Versus

Union of India & Ors. ... Respondents

For Applicants : Mr. Virender Singh Kadian, Advocate

For Respondents : Mr. Prabodh Kumar, Advocate

CORAM :

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

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

ORDER
02.01.2023

MA 348/2021

This is an application filed on behalf of the respondents for condonation of delay of 15 days in filing the counter affidavit. In view of the reasons explained in MA 348/2021 and in the interest of justice and in view of the judgments of the Hon'ble Supreme Court in the matters 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)**, the MA 348/2021 is allowed and the delay of 15 days in filing the counter affidavit is condoned.

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

Re-list for final hearing on 13.02.2023.

[JUSTICE ANU MALHOTRA]
MEMBER (J)

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