

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

36.

OA 399/2019 WITH MA 950/2019

Hav (Hony Nb Sub) Vazir Singh **Applicant**
VERSUS
Union of India and Ors. **Respondents**

For Applicant : Mr. Virender Singh Kadian, Advocate
For Respondents : Ms. Suman Chauhan, Advocate

CORAM

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

ORDER
09-02-2023

MA 950/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 5675 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 950/2019 is allowed and the delay of 5675 days in filing the OA 399/2019 is thus condoned. The MA is disposed of accordingly.

OA 399/2019

The counter affidavit filed on behalf of the respondents is on record. No rejoinder is sought to be filed on behalf of the applicant.

The matter be listed for final hearing on **25.05.2023**.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

NEHA/POOJA