

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

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OA 1434/2018 with MA 1449/2018 & 2746/2019

Capt J B S Anand (Retd)	.....	Applicant
VERSUS		
Union of India and Ors.	.....	Respondents

For Applicant	:	Mr Praveen Kumar, proxy for Mr. RK Tripathi, Advocate
For Respondents	:	Dr. Vijendra Singh Mahndiyan, Advocate

CORAM

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

ORDER  
14.02.2023

MA 1449/2018

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 14349 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 1449/2018 is allowed despite opposition on behalf of the respondents and the delay in filing the OA 1434/2018 is thus condoned. The MA is disposed of accordingly.

MA 608/2023

This is an application filed on behalf of the respondents for condonation of delay of 127 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.

**OA 1434/2018**

The counter affidavit filed by the respondents is taken on record in view of deposit of costs in terms of order dated 07.05.2019. No rejoinder is sought to be filed by the applicant.

Re-list for final hearing on 06.07.2023.

(JUSTICE ANU MALHOTRA)  
MEMBER (J)

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

CHANANA