

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

12

OA 2230/2019 with MA 3125/2019

Ex Hony Nb Sub Kanta Singh ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr Mehul Kumar proxy for  
Mr. Praveen Kumar, Advocate  
For Respondents : Mr. Rajesh Kumar Das, Sr CGSC

CORAM

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

ORDER  
03.02.2023

MA 3125/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 5081 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 3125/2019 is allowed and the delay of 5081 days in filing the OA 2230/2019 is thus condoned. The MA is disposed of accordingly.

**OA 2230/2019**

Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit failing which right to file the same would stand automatically closed. Rejoinder, if any, may be filed thereafter.

The matter be listed before the Principal Registrar for completion of pleadings on **24.04.2023** and before the Bench thereafter.

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

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

**POOJA**