

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

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OA 1029/2020 with MA 466/2021

Hav/Clk (SD) Purnendu Kumar	Applicant
VERSUS		
Union of India and Ors.	Respondents

For Applicant	:	Mr. Indra Sen Singh, Advocate & Mr. Abhishek Singh, Advocate
For Respondents	:	Ms. Jyotsna Kaushik, Advocate

CORAM

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

ORDER
01.02.2023

MA 466/2021

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of **119** 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 466/2021 is allowed despite opposition on behalf of the respondents and the delay of **119** days in filing the OA 1029/2020 is thus condoned. The MA is disposed of accordingly.

OA 1029/2020

The counter affidavit filed by the respondents is taken on record.

No rejoinder is sought to be filed by the applicant

Re-list for final hearing on **5th July, 2023.**

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

NAMITA/TARUN