

**COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI**

10.

OA 3299/2024 with MA 3565/2024 & 3566/2024

Hav Sanjay Kumar (Retd) & Ors. Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Madan Pal Vats &
Mr. Abhay Kant Upadhyaya, Advocates
For Respondents : Ms. Sunanda Shukla, proxy for
Mr. Jagdish Chander, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
30.08.2024

MA 3566/2024

MA 3566/2024 has been filed by the three applicants seeking to join together to institute the OA submitting to the effect that their prayers are premised on the same cause of action, the respondents having not granted the OROP benefits to them in as much as they opted for discharge on their own request . Counsel present submits that he represents all the three applicants. In view thereof, MA 3566/2024 is allowed and the three applicants are allowed to join together to institute the present OA. MA 3566/2024 is disposed of accordingly.

MA 3565/2024

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 1866

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 3565/2024 is allowed despite opposition on behalf of the respondents and the delay of 1866 days in filing the OA 3299/2024 is thus condoned. The MA 3565/2024 is disposed of accordingly.

OA 3299/2024

Notice of the OA is issued and accepted on behalf of the respondents. Pleadings in the matter be completed by either side, i.e the filing of the counter affidavits and rejoinder thereto, if any, without default 15 days by the parties before the date of hearing fixed i.e. **12.03.2025**

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

**(REAR ADMIRAL DHIREN VIG)
MEMBER (A)**