

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

35.

OA 179/2015 with MA 3229/2025

Sandeep Sharma & Ors. .... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. S M Dalal, Advocate  
For Respondents : Dr. Vijendra Singh Mahndiyan, Advocate  
for R 1-5 & Mr.Lakshay Sawhney,  
Md Noumaan &  
Md Huzaifa, Advocate for R-6

CORAM

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

ORDER  
06.11.2025

MA 3229/2025 has been filed on behalf of the respondent no. 6 seeking the setting aside of the order dated 21.01.2020 to the extent that the respondent no. 6 has been proceeded *ex-parte* seeking that the respondent no. 6 be allowed to contest the matter on merits.

2. It is essential to observe that vide order dated 01.11.2023 vide Para-4 thereof, it has already been observed to the effect:-

*“4. However, Respondent No. 6 has not put in any appearance despite service of the notice, and was produced ex-parte. In the interest of justice however, it is necessary that the Respondent No. 6 be present to participate in this lis. In view thereof a Court notice is directed to be issued to Respondents No. 6 for the next date of hearing.”,-*

whereby it was considered appropriate by this Tribunal that the respondent no. 6 is present to participate in the *lis* and pursuant

thereto, Court notice was issued to respondent no. 6 as a consequence of which respondent no. 6 has put in appearance. In the circumstances, MA 3229/2025 is allowed and the *ex-parte* proceedings against respondent no. 6 are set aside.

3. Counsel for the respondent no. 6 Md. Nouman is present and submits that the respondent no. 6 has not received the copy of the OA. The Vakalatnama of the counsel for respondent no. 6 is on the record. Copy of the OA be supplied by the applicant to the learned counsel for the respondent no. 6.

Re-list the matter on **13.11.2025**

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

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

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