

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

2.

OA 1253/2017 with MA 942/2017

Hony Nb Sub B N Upadhyay

..... Applicant

Versus

UOI & Ors.

..... Respondents

For petitioner : Mr. S M Dalal, Advocate

For respondents : Mr. Shyam Narayan, Advocate

CORAM:

HON'BLE MR. JUSTICE SURENDRA VIKRAM SINGH RATHORE
MEMBER (J)

HON'BLE AIR MARSHAL D.C. KUMARIA, MEMBER (A)

ORDER

10.11.2017

MA 942/2017:

The present MA has been filed by the applicant praying for condoning the delay of 45 days in filing the present OA wherein prayer is made for re-fixation of pension of Honorary rank of Nb Subedar.

2. Learned counsel for the respondents does not intend to file any objection. For the reasons carved out in the MA, delay is condoned as prayed for.

3. MA 942/2017 is allowed accordingly.

OA 1253/2017:

Admitted. Issue notice.

2. Notice is accepted by learned counsel for the respondents. Learned counsel for the respondents submitted that he has received instructions from the department and seeks time to file counter affidavit.

3. Four weeks' time is granted to file counter affidavit. Rejoinder, if any, may be filed within two weeks thereafter.

4. List on 11.12.2017.

(SURENDRA VIKRAM SINGH RATHORE)
MEMBER (J)

(AIR MARSHAL D.C. KUMARIA)
MEMBER (A)

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