

COURT NO. 3, ARMED FORCES TRIBUNAL

PRINCIPAL BENCH: NEW DELHI

59.

OA 532/2019 WITH MA 1106/2019

Ex Nb Ris Rohitashv Kumar

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Mr. V S Kadian, Advocate

For Respondents : Ms. Barkha Babbar, Advocate

CORAM :

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)

HON'BLE LT GEN C P MOHANTY, MEMBER (A)

ORDER
10.01.2023

MA 1106/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 190 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 1106/2019 is allowed despite opposition on behalf of the respondents and the delay of 190 days in filing the OA 532/2019 is thus condoned. The MA is disposed of accordingly.

OA 532/2019

Counter affidavit is on record. Rejoinder, if any, may be filed by the applicant within four weeks.

Re-list for final hearing on 24.04.2023.

[JUSTICE ANU MALHOTRA]
MEMBER (J)

[LT GEN C P MOHANTY]
MEMBER (A)

Chanana/Neha