

COURT NO. 3, ARMED FORCES TRIBUNAL  
PRINCIPAL BENCH: NEW DELHI

24.

OA 1025/2020 with MA 1171/2020

Smt Kamlesh Devi Wd/o Late NC(E) ... Applicant

Rajendra Kumar

Versus

Union of India and Ors. ... Respondents

For Applicant : Mr. Praveen Kumar, Advocate

For Respondents : Mr. S.R. Swain, Advocate

CORAM :

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

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

ORDER  
12.01.2023

MA 1171/2020

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 6935 days in filing the present OA. In view of the judgments of the Hon'ble Supreme Court in the matter of **Uol & 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 1171/2020 is allowed despite opposition of behalf of the respondents and the delay of 6935 days in filing the OA 1347/2020 is thus condoned. The MA is disposed of accordingly.

V

OA 1025/2020

Time is sought on behalf of the respondents to file the counter affidavit. Be filed within four weeks with an advance copy to the applicant. No rejoinder is sought to be filed by the applicant.

Re-list on 22.05.2023 for final hearing.

[JUSTICE ANU MALHOTRA]  
MEMBER (J)

[LT GEN C. P. MOHANTY]  
MEMBER (A)

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