

**COURT No.3  
ARMED FORCES TRIBUNAL  
PRINCIPAL BENCH: NEW DELHI**

65.

OA 722/2019 WITH MA 1330/2019

Ex Sub Hans Raj Rathore ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. J P Sharma proxy for,  
Mr. Virender Singh Kadian, Advocate  
For Respondents : Mr. Prabodh Kumar, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)  
HON'BLE LT GEN SHASHANK SHEKHAR MISHRA, MEMBER (A)

ORDER  
18.01.2023

MA 1330/2019


This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007, seeking condonation of delay of 606 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 1330/2019 is allowed and the delay of 606 days in filing the OA 722/2019 is thus condoned. The MA is disposed of accordingly.

OA 722/2019

Counter affidavit filed on behalf of the respondents is on the record. No rejoinder is sought to be filed on behalf of the applicant.

The matter be re-notified for final hearing on 21.07.2023.

  
(JUSTICE ANU MALHOTRA)  
MEMBER (J)

  
(LT GEN SHASHANK SHEKHAR MISHRA)  
MEMBER (A)

AP/POOJA