

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

49.

**OA 1029/2019 with MA 1705/2019**

**Smt. Sudarshana Widow of Ex STD**

**Shiv Kumar**

**... Applicant**

**Versus**

**Union of India and Ors.**

**... Respondents**

**For Applicant : Mr. V.S.Kadian, Advocate**

**For Respondents : Mr. R S Chhillar, Advocate**

**CORAM :**

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

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

**ORDER**

**13.01.2023**

**MA 1705/2019**

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of **2525** 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 in the application, the MA 1705/2019 is allowed and the delay of **2525** days in filing the OA 1029/2019 is thus condoned. The MA disposed of accordingly.

**OA 1029/2019**

Counter affidavit 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 **06.07.2023**.

(JUSTICE ANU MALHOTRA]  
MEMBER (J)

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

AP/pooja