

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

77.

OA 1090/2019 with MA 1768/2019

Smt. Sujata Barua Wd/ Ex
Nb Sub Ashok Kumar Barua

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Mr. SM Dalal, Advocate

For Respondents : Mr. Avdhesh Kumar Singh, Advocate

CORAM :

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

HON'BLE LT GEN P. M. HARIZ, MEMBER (A)

ORDER
03.01.2023

MA 1768/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay in filing the present OA. Learned counsel for the respondents fairly does not oppose the prayer made on behalf of applicant. 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 1768/2019 is allowed and the delay in filing the OA 1090/2019 is thus condoned. The MA is disposed of accordingly.



OA 1090/2019

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

List for final hearing on 15.02.2023.

[JUSTICE ANU MALHOTRA]
MEMBER (J)

[LT GEN P. M. HARIZ]
MEMBER (A)

Chanana/Neha