

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

9.

OA 401/2019 WITH MA 183/2020 & 952/2019

Ex CPO Satyavir Singh Yadav

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Mr. Ved Prakash, Advocate

For Respondents : Dr. Vijendra Singh Mahndiyan, Advocate

CORAM :

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

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

ORDER
06.01.2023

MA 952/2019

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 2016 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 952/2019 is allowed and the delay of 2016 days in filing the OA 401/2019 is thus condoned. The MA disposed of accordingly.

MA 183/2020

This is an application filed on behalf of the respondents for condonation of delay of 21 days in filing the counter affidavit. In view of the reasons explained in the MA and in the interest of justice, the MA is allowed and the delay of 21 days in filing the counter affidavit is condoned.

OA 401/2019

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

List the matter for final hearing on 14.03.2023.

**[JUSTICE ANU MALHOTRA]
MEMBER (J)**

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

Chanana/pooja