

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

73.

OA 1658/2020 WITH MA 1919/2020

Lt Col (Retd) Bana Harendra		Applicant
VERSUS		
Union of India and Ors.		Respondents

For Applicant	:	Mr. U S Maurya, Advocate
For Respondents	:	Mr. Satya Ranjan Swain, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

ORDER
23.01.2023

MA 1919/2020

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 3676 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 1919/2020 is allowed and the delay of 3676 days in filing the OA 1658/2020 is thus condoned. The MA is disposed of accordingly.

OA 1658/2020

Learned counsel for the respondents again seeks and is granted four weeks time, as a last opportunity, to file the rejoinder with an advance copy to the applicant. No rejoinder is sought to be filed by the applicant.

Re-list for final hearing on 23.03.2023.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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