

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

49.

OA 307/2016 WITH MA 193/2016

Ex Rect Deepam Thapa

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Ms. Archana Ramesh, Advocate

For Respondents : Mr. Arvind Patel, Advocate for R 1-3 and
Ms. Anjali Vohra for R-4

CORAM :

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

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

ORDER

06.01.2023

MA 193/2016

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 2598 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 193/20216 is allowed and the delay of 2598 days in filing the OA 307/2016 is thus condoned. The MA is disposed of accordingly.

OA 307/2016

Counter affidavit filed by the respondents is on record.
Rejoinder, if any, may be filed within two weeks.

List the matter for final hearing on 16.03.2023.

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

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

Chanana/Pooja