

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

19.

OA 1640/2019 WITH MA 2179/2020 AND MA 2583/2019

Ex Hav (Hony Nb Sub) Jaipal Singh **Applicant**
VERSUS
Union of India and Ors. **Respondents**

For Applicant : None
For Respondents : Mr. Vijendra Singh Mahndiyan, Advocate

CORAM

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

ORDER
02.02.2023

MA 2583/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 5520 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 2583/2019 is allowed and the delay of 5520 days in filing the OA 1640/2019 is thus condoned. The MA is disposed of accordingly.

MA 2179/2020

This is an application filed on behalf of the respondents for condonation of delay of 37 days in filing the counter affidavit. In view of the reasons explained in MA 2179/2020 and in the interest of justice, the MA 2179/2020 is allowed and the delay of 37 days in filing the counter affidavit is condoned.

OA 1640/2019

The counter affidavit filed on behalf of the respondents is on the record. Rejoinder, if any, may be filed before the next date.

The matter be listed for final hearing on **12.07.2023**.

(JUSTICE ANU MALHOTRA)
MEMBER (J)


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