

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

97.

**OA 2326/2019 with MA 3223/2019**

**Ex Rect Kalicharan**

**... Applicant**

**Versus**

**Union of India & Ors.**

**... Respondents**

**For Applicant** : Mr. Ved Prakash, Advocate

**For Respondents** : Mr. KK Tyagi, Advocate

**CORAM :**

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

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

**ORDER**

**03.01.2023**

**MA 3223/2019**

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 5750 days 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 3223/2019 is allowed and the delay of 5750 days in filing the OA 2326/2019 is thus condoned. The MA disposed of accordingly.

**OA 2326/2019**

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 17.02.2023.

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

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

Chanana/Neha