

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

15

OA 276/2020 with MA 1035/2020 & 347/2020

Ex Hav (PA) Pratham Singh Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ved Prakash, Advocate
For Respondents : Mr. D K Sabat, Advocate

CORAM

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

ORDER
22-02-2023

MA 347/2020

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 179 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 347/2020 is allowed despite opposition on behalf of the respondents and the delay in filing the OA 276/2020 is thus condoned. The MA is disposed of accordingly.

MA 1035/2020

This is an application filed on behalf of the respondents for condonation of delay of 106 days in filing the counter affidavit. In view of the reasons explained and in the interest of justice, the

delay in filing the counter affidavit is condoned. The MA is disposed of accordingly.

OA 276/2020

The counter affidavit filed by the respondents is taken on record. No rejoinder is sought to be filed by the applicant.

Re-list for final hearing on 01.08.2023.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

CHANANA