

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

85.

OA 375/2020 WITH MA 462/2020

**Smt Neelam Singh Wife of
Late Flt Lt Yoginder Kumar Mehta F(P) Applicant
VERSUS
Union of India and Ors. Respondents**

**For Applicant : Mr. Ajai Bhalla, Advocate
For Respondents : Mr. V.S. Mahndiyan, Advocate for R 1-2
Mr. Anil Gautam, Sr. CGSC for R 3-4**

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

**ORDER
05.01.2023**

MA 462/2020

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 3685 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 462/2020 is allowed and the delay of 3685 days in filing the OA 375/2020 is thus condoned. The MA is disposed of accordingly.

OA 375/2020

Learned counsel for the applicant has placed reliance, inter alia, on judgment of Armed Forces Tribunal, Regional Bench, Chennai in the case of *Mrs. Chitra Rangachari W/o Late Wg Comdr N.Rangachari Vs. Union of India and Others* (OA 15/2016) dated 27.10.2017 as well as Pension Regulations for The Air Force, 1961, Regulation No.6.

List for final hearing on 10.03.2023.

(ANU MALHOTRA)
MEMBER (J)

(P.M. HARIZ)
MEMBER (A)

Neha