

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

66.

OA 595/2020 with MA 727/2020

Lt Col R K Bahal (Retd.) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. A K Trivedi, proxy for
Mr. Rajiv Manglik, Advocate
For Respondents : Mr. Rudra, proxy for
Mr. Neeraj, Sr. CGSC

CORAM

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

ORDER
31.01.2023

MA 727/2020

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007, seeking condonation of delay of 22 years, 03 months and 20 days in filing the present OA. In view of the judgments of the Hon'ble Supreme Court in the matter of UoI&OrsVsTarsem 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 727/2020 is allowed and the delay of 22 years, 03 months and 20 days in filing the OA 595/2020 is thus condoned despite opposition by the respondents. The MA is disposed of accordingly.

OA 595/2020

The matter be re-notified for final hearing on 30.05.2023.

Original medical records qua the applicant be produced by the respondents on the next date of hearing.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

AP