

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

42

OA 1029/2017 with MA 791/2017

Ex Sgt K C Dutta		Applicant
VERSUS		
Union of India and Ors.		Respondents

For Applicant	:	Mr. Rajesh Nandal, proxy for Mr. V S Kadian, Advocate
For Respondents	:	Mr. Anil Gautam, Sr. CGSC

CORAM

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

ORDER
16.02.2023

MA 791/2017

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007, seeking condonation of delay of 2402 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 791/2017 is allowed and the delay of 2402 days in filing the OA 1029/2017 is thus condoned. The MA is disposed of accordingly.

OA 1029/2017

The matter be re-notified for final hearing on 28.08.2023.

(JUSTICE ANU MALHOTRA) ✓
MEMBER (J)

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

AP/SHIVAM