

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

8.

OA 1320/2019 with MA 2057/2019 & MA 825/2020

Sowar Manoj Singh Bhadauriya (Retd.) ... Applicant
Versus
Union of India and Ors. ... Respondents

For Applicant : Ms. Archana Ramesh, Advocate
For Respondents : Mr. Prabodh Kumar, Advocate

CORAM :
HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN C. P. MOHANTY, MEMBER (A)

ORDER
13.01.2023

MA 2057/2019

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of **2614** 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 in the application, the MA 2057/2019 is allowed and the delay of **2614** days in filing the OA 1320/2019 is thus condoned. The MA disposed of accordingly.

MA 825/2020

This is an application filed on behalf of the respondents for condonation of delay of **67** days in filing the counter affidavit. In view of the reasons explained in the MA and in the interest of justice, the MA 825/2020 seeking condonation of the delay is allowed. The MA thus stands disposed of.

OA 1320/2019

Counter affidavit filed by the respondents is taken on record. No rejoinder is sought to be filed on behalf of the applicant.

The matter be re-notified for final hearing on **04.07.2023**.

(JUSTICE ANU MALHOTRA]
MEMBER (J)

[LT GEN C. P. MOHANTY]
MEMBER (A)

AP/pooja