

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

27

OA 164/2016 with MA 94/2016

Surendra Singh Parmar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Baljeet, Proxy counsel for
Mr. Virender Singh Kadian, Advocate
For Respondents : Mr. YP Singh, Advocate

CORAM

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

ORDER
01.02.2023

MA 94/2016

This is an application filed under section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 9770 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 94/2016 is allowed despite opposition on behalf of the respondents and the delay of 9770 days in filing the OA 164/2016 is thus condoned. The MA is disposed of accordingly.

OA 164/2016

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 **11th July, 2023.**

(JUSTICE ANU MALHOTRA)
MEMBER (I)

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

NAMITA/TARUN