

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

25.

OA 305/2025 with MA 4060/2025 & 488/2025

Sarita Tyagi wife of late Sgt Vishesh
Kumar (Retd) Tyagi Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Brajesh Kumar, Advocate for
Mr. Tatsat Shukla &
Mr. Rajeev Kumar, Advocates
For Respondents : Ms. Reetesh Aggarwal, Advocate
Mr. Pankaj Sharma, Incharge, DAV,
Legal Cell

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
15.01.2026

MA 488/2025

This is an application filed under Section 22(2) of the Armed Forces Tribunal Act, 2007 seeking condonation of delay of 150 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 (2008) 8 SCC 648 and in Ex Sep Chain Singh Vs Union of India & Ors in Civil Appeal 22965/2017 arising out of Civil Appeal Diary no 30073/2017 and the reasons mentioned, the MA 488/2025 is allowed despite opposition on behalf of the respondents and the delay of 150 days in filing the OA 305/2025 is thus condoned. The MA 488/2025 is disposed of accordingly.

OA 305/2025

On behalf of the respondents has been submitted the Corrigendum, PPO no. 601200804104 dated 19.03.2025. Counsel for the applicant submits that the arrears due in relation to the MACP benefits have been received by the applicant. OA 305/2025 thus calls for no further action and is disposed of accordingly.

2. The Registry shall however ensure the correction of the name of the applicant in view of substitution of Ms. Sarita Tyagi in place of deceased Sgt Vishesh Kumar Tyagi(Retd) in the cause list.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)

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