

Notes of Registry	Order of Tribunal
	<p style="text-align: center;"><b>IN THE ARMED FORCES TRIBUNAL REGIONAL BENCH, GUWAHATI</b></p> <p style="text-align: center;"><b><u>MA-07 of 2019 &amp; MA-08 of 2019</u></b> (in OA-03 of 2017)</p> <p><b>Ex-Sep David Manga</b></p> <p style="text-align: right;">..... <b>Applicant</b> By legal practitioners for Applicant.</p> <p style="text-align: right;"><b>Mr KC Gautam</b> <b>Mr D Gangte</b></p> <p style="text-align: center;"><b>-Versus-</b></p> <p><b>UOI &amp; Others.</b></p> <p style="text-align: right;">..... <b>Respondents</b> By legal practitioner for Respondents. <b>Mr. B. Kumar, CGSC</b></p> <p style="text-align: center;"><b><u>PRESENT</u></b></p> <p style="text-align: center;"><b>HON`BLE DR. (MRS) JUSTICE INDIRA SHAH, MEMBER (J)</b> <b>HON`BLE LT GEN C.A. KRISHNAN, MEMBER (A)</b></p> <p style="text-align: center;"><b><u>ORDER</u></b></p> <p><b><u>04.06.2019</u></b></p> <ol style="list-style-type: none"> <li>1. Heard both sides.</li> <li>2. By filing MA-07/2019 &amp; MA-08/2019, under Section 5 of the Limitation Act, the applicant has prayed for condonation of delay of 249 days in preferring the application for restoration of the OA of 2007 i.e. OA-03/2017.</li> <li>3. It is averred in the application that the concerned Advocate for the applicant could not appear before this Tribunal as his father was unwell who ultimately expired on 10.05.2018. It is submitted on behalf of the applicant that the counsel for the applicant had to come from Shillong, Meghalaya and due to bereavement of his father, neither he could appear before this Tribunal nor could inform the applicant. The same ground has been cited in MA-07/2019.</li> </ol>

4. It is informed by the parties that the pleadings in the OA are complete and the matter may be disposed of on merit.

5. Considering all the circumstances, we inclined to condone the delay. Accordingly, the delay is condoned and the OA is restored to file.

6. Both the MAs are disposed of.

**MEMBER (A)**

**MEMBER (J)**

*Kalita*