

**ARMED FORCES TRIBUNAL PRINCIPAL BENCH, NEW DELHI**

4.

**MA 199/2013**  
**In TA 82/2010 (Writ Petition (Civil) No.8058/2003)**

**Balam Singh** ..... **Petitioner**

**Versus**

**UOI & Ors.** ..... **Respondents**

**For petitioner** : Mr SK Sanan, Advocate  
**For respondents** : Mr Anil Gautam, Advocate

**CORAM:**

**HON'BLE MR. JUSTICE PRAKASH TATIA, CHAIRPERSON.**  
**HON'BLE LT.GEN. M.L.NAIDU, MEMBER.**

**ORDER**  
**05.09.2013**

Learned counsel for the petitioner submitted that it is true that the respondents have complied with the order but with the delay even after passing of order by this Court dated 25.07.2013 wherein it has been ordered that if the orders are not complied with within a period of four weeks it will carry a cost of Rs. 25000/-.

Learned counsel for petitioner submitted that the order of 25.7.2013 passed by this Tribunal may be given affect to and cost of Rs.25,000/- may be awarded to the petitioner.

Since the matter of delay is even of less than fifteen days, therefore, peculiar facts of this case, we are relaxing condition and extending the period of compliance as ordered on 25.07.2013 to the date when it was to be complied with.

However, we are making it clear that this order shall not be the precedent and this should be kept in mind by the respondents carefully and in the matter of non compliance of

order of this Tribunal itself is sufficient ground for imposing heavy cost upon the respondents irrespective of the fact that such type of order imposing cost has been passed or not.

Copy of this order be given to the learned counsel for the respondents, so that it may be sent to the appropriate authorities.

Since the order has been complied with and we have taken a lenient view in due to exceptional circumstances.

Nothing survives in this executive application and the same is disposed off.

**( PRAKASH TATIA )  
CHAIRPERSON**

**( M.L.NAIDU )  
MEMBER (A)**

New Delhi  
05.09.2013  
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