

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 783 of 2021 with M.A. 930 of 2021

Ex. Hony. Nb. Sub. Ramesh Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Kaushik Chatterjee, Advocate appeared on behalf of respondent Nos. 1 to 4 and file Memo of Appearance which is taken on record.</p> <p>Heard Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondent Nos. 1 to 4.</p> <p>As per office note, there is no delay in filing Original Application, however, an application for condonation of delay has been moved which being not required is dismissed.</p> <p>The points raised in the Original Application needs adjudication, therefore, Original Application is admitted for hearing.</p> <p>The applicant has filed this Original Application seeking direction to the respondents to grant arrears of revised pension to the applicant in terms of Circular No. 555 and 631 along with interest.</p> <p>The submission of Ld. Counsel for the applicant is that despite the above Circulars being issued in the year 2020 the Bank is not following the same. Thus, the grievance raised by the applicant is against the respondent Nos. 5 and 6 and not against respondent Nos. 1 to 4.</p> <p>Issue notice to respondent Nos. 5 and 6 returnable within four weeks. Steps for notice be taken within a week.</p> <p>List on 14.01.2022.</p> <p style="text-align:right">(Vice Admiral Abhay Raghunath Karve) Member (A) (Justice Umesh Chandra Srivastava) Member (J)</p> <p style="text-align:left">AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

Ex. A. No. 201 of 2016 Inre T.A. No. 111 of 2012

Vineeta Kohli
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri Ram Kumar Verma, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">The applicant has filed this application to implead legal representative of deceased soldier G.I. Punwani, the applicant in T.A., in Execution Application as respondents.</p> <p style="text-align: center;">The respondents have no objection in the impleadment, therefore, impleadment application is allowed.</p> <p style="text-align: center;">Let amendment be incorporated within a week. Thereafter, notices be issued to the newly impleaded respondents within a week returnable within four weeks.</p> <p style="text-align: center;">Steps be taken within a week.</p> <p style="text-align: center;">List on 24.01.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A) (Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

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ORDER SHEET
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Court No.1

Ex. A. No.112 of 2019 Inre O.A. No. 87 of 2016

Ex.Nk. (TS) Diwan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing no one is present on behalf of the applicant.</p> <p>Shri Amit Jaiswal, Ld. Counsel for the respondents is present and he submits that supplementary affidavit of compliance filed by the respondents be taken on record which is allowed.</p> <p>The supplementary affidavit of compliance filed by the respondents is taken on record.</p> <p>On perusal of record it appears that applicant had filed Original Application for the grant of disability pension which was allowed vide order dated 23.04.2018 and respondents were directed to grant disability pension to the applicant @70% to be rounded off to 75% from 01.01.1996 to 02.02.1999, as said in the Release Medical Board, with direction to hold fresh Re-Survey Medical Board in the matter. In compliance, fresh Re-Assessment Medical Board (RAMB) was held on 06.08.2021 in which the applicant found suffered with the same disability with 100% with effect from the date of RAMB for life with CAA (Constant Attendance Allowance).</p> <p>In view of the opinion of the RAMB, the applicant is entitled to disability pension @75% with effect from 01.01.1996 till the date of RAMB and thereafter 100% till life with CAA.</p> <p>Accordingly, respondents are directed to issue fresh Corrigendum P.P.O. in the matter within six weeks from today.</p> <p>List on 02.02.2022.</p> <p>Let copy of this order be provided to the Ld. Counsel for the respondents/AFT Legal Cell within two days for compliance.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

Ex. A. No. 26 of 2020 Inre No.19 of 2019

Ex. Sep. Munna Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Ashok Kumar Ld. Counsel for the applicant and Major Sini Thomas, Departmental Representative for respondents are present.</p> <p style="text-align: center;">Major Sini Thomas, Departmental Representative submits that she has received the report of R.S.M.B. and want to bring the same on record which is allowed.</p> <p style="text-align: center;">Let R.S.M.B. be brought on record within two weeks after serving its copy to the Ld. Counsel for the applicant.</p> <p style="text-align: center;">List on 13.01.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p style="text-align: left;">AKD/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

Ex. A. No. 38 of 2021 Inre O.A. No. 225 of 2019

Gajadhar Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri Dharam Raj Singh, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p>Affidavit of compliance filed by the respondents is taken on record.</p> <p>We have gone through the order dated 03.04.2019 passed in Original Application No. 225 of 2019 and we find that when applicant was discharged from service he was having two disabilities i.e. (i) 'CHRONIC DUODENAL ULCER OLD (OPTD)' and (ii) 'CAD IF WALL MI SVD PTCA RCA DONE'. The first disability being found attributable to service, the Original Application was allowed for this disability for the grant of disability element and respondents were directed to grant disability element @20% for life to be rounded off to @50% for life and it was also provided that second disability would be subject to fresh RSMB to be done in the matter.</p> <p>In compliance, the fresh RSMB was held on the applicant on 11.10.2020 in which the second disability has been found @60% for life. This shows that second disability which existed at the time of discharge also is still continuing with 60% for life and, in view of which, the applicant's composite disabilities is 68% which applicant is entitled to get with broad banding benefit of 75% for life.</p> <p>Accordingly, respondents are directed to issue fresh Corrigendum P.P.O. in the matter granting disability element of disability pension to the applicant @68% for life to be rounded off to @75% for life from the date of RSMB within six weeks from today.</p> <p>List on 09.02.2022.</p> <p>Let copy of this order be provided to the Ld. Counsel for the respondents/AFT Legal Cell within two days for compliance.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

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ORDER SHEET
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Court No.1

Ex. A. No. 75 of 2021 Inre O.A. No.316 of 2020

Ex. Sep. Raj Narayan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present.</p> <p>It is submitted by the Ld. Counsel for the respondents that R.S.M.B. is yet to be held in the matter, therefore, six weeks further time be granted to file affidavit of compliance which is allowed.</p> <p>List on 10.02.2022.</p> <p style="display: flex; justify-content: space-between;">(Vice Admiral Abhay Raghunath Karve) Member (A)(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

Form No. 4
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ORDER SHEET
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Court No.1

M.A. No. 931 of 2021 and M.A. No. 215 of 2019 Inre O.A. No. (Nil) of 2019

Chandravati Devi W/o Late Ex Hav Girraj kishore
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri D.S. Tiwari, Ld. Counsel for the applicant, Shri R.C. Shukla, Ld. Counsel for the respondent Nos. 1 to 4 and Shri Yashpal Singh, Ld. Counsel for the respondent No. 5.</p> <p><u>M.A. No. 931of 2021</u></p> <p>The applicant has filed this application, supported with affidavit, to permit him to delete the name of respondent Nos. 6 and 7 from the memo of Original Application which is allowed.</p> <p>Let amendments be incorporated during the course of the day.</p> <p><u>M.A. No. 215 of 2019</u></p> <p>Heard Shri D.S. Tiwari, Ld. Counsel for the applicant, Shri R.C. Shukla, Ld. Counsel for the respondent Nos. 1 to 4 and Shri Yashpal Singh, Ld. Counsel for the respondent No. 5 on delay condonation application which has been filed for condoning the delay of 31 years, 02 months and 18 days in filing Original Application.</p> <p>This being a pensionary matter, the delay is condoned. Delay condonation application stands decided accordingly.</p> <p>Let Original Application be registered.</p> <p><u>O.A. No. 796 of 2021</u></p> <p>The matter needs adjudication.</p> <p>Admit.</p> <p>The Ld. Counsel for the respondent No. 5 seeks and is allowed four weeks time to file Counter Affidavit.</p> <p>List on 21.01.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

Form No. 4
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ORDER SHEET
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Court No.1

O.A. No. 220 of 2021

Col. Sameer Misra (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Counter Affidavit filed by the respondents and Rejoinder Affidavit filed by the applicant are taken on record.</p> <p style="text-align: center;">Heard Shri Wg. Cdr. S.N. Dwivedi (Retd), Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Original Application is allowed.</p> <p style="text-align: center;">For order, see our Judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
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Court No.1

O.A. No. 236 of 2021 with M.A. No. 237 of 2021

Ex Hav Ram Bachan Singh Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Shri Om Prakash Kushwaha, Ld. Counsel for the applicant is reported to be ill.</p> <p style="text-align: center;">Shri Jai Narayan Mishra, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">List on 28.02.2022 for final hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

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Court No.1

O.A. No. 385 of 2021

Ex. L/Nk. Clk. (IM) Amit Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing no one is present on behalf of the applicant.</p> <p>Counter Affidavit filed by the respondents is taken on record.</p> <p>Shri Devesh Kumar, Ld. Counsel for the respondents is present and he submits that Statutory Appeal dated 06.12.2018 preferred by the applicant has been decided on 24.12.2018.</p> <p>This shows that grievance raised in Original Application had been redressed much before the filing of Original Application and the Original Application has been filed unnecessarily.</p> <p>Accordingly, Original Application is dismissed.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 407 of 2021

Cdr. Mohammad Ameen J.M. (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri S.G. Singh and Shri Anand Yadav, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and, as a last chance, three weeks further time is granted to file Counter Affidavit.</p> <p style="text-align: center;">List on 20.01.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 516 of 2021

Ex. Hav. Rajeev Ranjan Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri S.S. Rajawat and Shri Mukesh Kumar, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present.</p> <p>Ld. Counsel for the respondents prays for and, as a last chance, three weeks further time is granted to file Counter Affidavit.</p> <p>List on 20.01.2022.</p> <p>(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p>(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 411 of 2021

Sub. Ginesh Kochukuttan Kurup
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Maj. Tarun V. Pillai, Departmental Representative for respondents are present.</p> <p style="text-align: center;">As prayed the Major Tarun V. Pillai, Departmental Representative, list on 06.12.2021.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

**ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**

Court No.1

O.A. No 699 of 2020

Smt Sabuli Devi By Legal Practitioner for the Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri Shaialendra Kumar Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>O.A. No. 699 of 2020, Smt Sabuli Devi, vs. Union of India and others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="display: flex; justify-content: space-around;">(Vice Admiral Abhay Raghunath Karve) Member (A)(Justice Umesh Chandra Srivastava) Member (J)</p> <p>UKT/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

M.A. No 613 of 2021 Inre O.A. No 568 of 2021

Ex Sub (Hony Lt) Jawahar Lal Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri Rohit Kumar, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No 613 of 2021 Inre O.A. No 568 of 2021</u></p> <p>This interim relief application has been filed by the applicant with prayer to pass appropriate orders directing the respondents not to deduct any amount what-so-ever from the pension of the applicant till disposal of the Original Application, or till final disposal of the representation of the applicant dated 30.07.2021.</p> <p>In the instant case applicant was retired from service in low medical category on completion of terms of engagement. He submitted representation for grant of disability pension but his claim was rejected. Applicant filed Original Application No 273 of 2015 in this tribunal which was allowed vide order dated 23.09.2016 and applicant is getting disability pension. He was informed by the respondents that he has been paid Rs. 5,65,406/- excess against the amount due to him which shall be recovered from his pension and respondents have started recovery from the pension of the applicant.</p> <p>Now the applicant has filed present Original Application No 568 of 2021 along with application for interim relief with the prayer to quash DPDO, Gorakhpur letter dated 21.06.2021 by means of which recovery of Rs. 5,65,406/- granted to applicant on account of disability pension has been ordered.</p> <p>In the instant case Original Application with the prayer to quash order of recovery of excess amount paid to the applicant has been filed and the matter is listed for hearing on 18.02.2022 and the matter will be decided in due course of time, hence application for interim relief has no substance.</p> <p>Considering the facts and circumstances of the case, interim relief application is rejected.</p> <p>List the Original Application on 18.02.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>UKT/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 521 of 2021

Ex AC (U/T) Aditya Kashyap
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align:center">On the case being taken up for hearing Shri Vinay Pandey and Shri JBS Rathour, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align:center">Learned counsel for the respondents prays for and is granted three weeks further time to file counter affidavit.</p> <p style="text-align:center">List on 28.01.2022.</p> <p style="text-align:center">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align:center">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 75 of 2015

Ravi Singh Thakur
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri DK Pandey, Ld. Counsel for the respondents is present.</p> <p>None appears on behalf of the applicant to present his cause nor is there any request to pass over the case.</p> <p>Accordingly, Original Application is dismissed for non prosecution.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 264 of 2017

Devendra Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: justify;">On the case being taken up for hearing Shri Mukesh Kumar and Shri SS Rajawat, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p style="text-align: justify;">As prayed by learned counsel for the respondents, list on 20.01.2022 for hearing.</p> <p style="text-align: justify;">On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 88 of 2018

Surendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri AK Singh and Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>As prayed by learned counsel for the applicant, list on 25.01.2022 for hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 303 of 2019

Rect Beeresh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Original Application is allowed.</p> <p style="text-align: center;">For order, see our Judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 103 of 2020 with M.A. No. 978 of 2019

Ex Nk Ranjeet Singh Thakur
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 978 of 2019</u></p> <p style="text-align: center;">There is delay of 1 month & 18 days in filing Original Application.</p> <p style="text-align: center;">Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application.</p> <p style="text-align: center;">Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation.</p> <p style="text-align: center;">Considering that in pensionary matters bar of limitation is not applicable and cause shown for the delay, if any, is sufficient, delay is liable to be condoned.</p> <p style="text-align: center;">Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p style="text-align: center;"><u>O.A. No. 103 of 2020</u></p> <p style="text-align: center;">Heard.</p> <p style="text-align: center;">Original Application is allowed.</p> <p style="text-align: center;">For order, see our Judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p style="text-align: left;">SB</p>

{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 699 of 2020

Smt. Sabuli Devi wife of Rfn (Late) Kishan Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents. Arguments concluded. Judgment is reserved.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. (A) No. 175 of 2019

Shankar Dutt Bhatt
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.12.2021</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri KKS Bisht and Shri SK Anand, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>As prayed by learned counsel for the applicant, list on 16.02.2022 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>SB</p>

