





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

**O.A. No. 499 of 2021 with M.A. No. 523 of 2021**

**Ex. Hav. Raghuvir Singh Yadav**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Memo of Appearance filed by Ms. Appoli Srivastava, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: center;">Heard Shri Virat Anand Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">There is a delay of 28 years, 10 months and 13 days in filing of Original Application regarding which an application supported with affidavit has been made by the applicant stating therein that law of limitation is not applicable in pensionary matter. It is also stated that delay in filing Original Application is not deliberate, but for the facts averred in affidavit filed in support of application.</p> <p style="text-align: center;">Ld. Counsel for the respondents has vehemently opposed the prayer saying that there is a delay of more than 28 years and delay has not been sufficiently explained.</p> <p style="text-align: center;">Upon hearing submissions of Ld. Counsel of both sides and considering the facts and circumstances of the case, we are of the view that this being a case of pensionary matter law of limitation is not applicable in it. We are further of the view that the cause shown is sufficient. Accordingly, delay condonation application is <b>allowed</b>.</p> <p><b><u>O.A. No. 449 of 2021</u></b></p> <p style="text-align: center;">It is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p style="text-align: center;">List the matter before Registrar on <b>10.11.2021</b> for exchange of pleadings.</p> <p style="text-align: center;">List the matter before Tribunal on <b>25.11.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> 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. 46 of 2021 Inre : O.A. No. 264 of 2019**

<b>Ex. Nk. Raghuraj Singh</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Dr. Shailendra Sharma Atal, Advocate filed power today on behalf of the respondents which is taken on record.</p> <p style="text-align: center;">On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">It is a fresh Execution Application.</p> <p style="text-align: center;">Ld. Counsel for the respondents to seek instructions within two weeks.</p> <p style="text-align: center;">List on <b>10.11.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)                      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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

**Ex. A. No. 47 of 2021 Inre : O.A. No. 426 of 2018**

**Ex. Hav. Gurusaran Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Shri Namit Sharma, Advocate appears on behalf of the respondents and he submits that he will file Memo of Appearance in registry during the course of the day.</p> <p style="text-align: center;">Heard Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for six weeks time to file affidavit of compliance which is allowed.</p> <p style="text-align: center;">List on <b>10.11.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>



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

M.A. No. 528 of 2021 Inre : O.A. No. 666 of 2017

**Union of India & Others**

By Legal Practitioner for the Applicants

Applicants

**Versus**

**Ex. Nk. Avadh Narain**

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri Ashish Kumar Singh, Ld. Counsel for the applicants – Union of India &amp; Others.</p> <p style="text-align: center;">This is an application for leave to appeal under Section 30 read with Section 31 of the Armed Forces Tribunal Act, 2007. After perusing the orders impugned, we find that no much or less point of law of general public importance involved for grant leave to appeal.</p> <p style="text-align: center;">Accordingly, Leave to Appeal is <b>dismissed</b>.</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. 666 of 2017**

**Ex. Nk. Avadh Narain**

By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Heard Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Shri Ashish Kumar Singh, Ld. Counsel for the respondents submits that in the order dated 25.02.2021 name of applicant has been typed as "Avadh Narain", whereas as per records available with the respondents, the correct name of the applicant is "Awadh Narain" which needs to be corrected for implementation of the order.</p> <p>In the interest of justice, in the order dated 25.02.2021 passed by this Tribunal in O.A. No. 666 of 2017 the name of applicant be corrected as "<b>Awadh Narain</b>" in place of "Avadh Narain".</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 33 of 2019 Inre : T.A. No. 92 of 2011

**Ex. Sigm. Jayant Bagchi**  
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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</p> <p>Objection to the 7<sup>th</sup> compliance report filed by the applicant is taken on record.</p> <p>We have gone through the compliance report as well as objection filed thereon and it appears that earlier, in compliance of order passed in Original Application, two P.P.O.s were issued in respect of disability element only. Subsequently, a fresh P.P.O. in respect of service element was also issued in March, 2021 under the order of this Tribunal and disability element being Nil in the said P.P.O. the Bank started deducting income tax from the service element. It also appears that respondents have issued another P.P.O. in the month of July, 2021 in respect of disability element. Thus, the position which stands at present is that two P.P.O.s have been issued in respect of disability pension, one for the service element issued in the month of March, 2021 and other for disability element issued in the month of July, 2021 and Bank is deducting income tax from service element which is not correct as income tax is not deductible from disability pension.</p> <p>In the aforesaid circumstances, we think that above anomaly can be removed by issuing a composite P.P.O. in respect of service element and disability element.</p> <p>Accordingly, respondents are directed to issue composite P.P.O as aforesaid within six weeks from today.</p> <p>It also appears that respondents have not deposited the cost. They are directed to deposit the cost by the next date fixed.</p> <p>List on <b>11.11.2021</b>.</p> <p>Let copy of order be supplied to the Ld. Counsel for the respondents within two days for compliance.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

**Form No. 4**  
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**Court No.1**

**Ex. A. No. 32 of 2020 Inre : O.A. No. 161 of 2017**

**Ex. Gdsm. Biresh 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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: justify;">On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align: justify;">Ld. Counsel for the respondents submits that respondents intend to file Special Leave Petition before the Hon'ble Apex Court but due to some problems the same could not be filed as yet. He further submits that four weeks further time be granted to bring the stay order after filing Special Leave Petition which is allowed on payment of Rs.15,000/- as cost to the applicant.</p> <p style="text-align: justify;">Respondents are also directed to deposit the entire costs imposed against them by the next date fixed.</p> <p style="text-align: center;">List on <b>11.11.2021</b>.</p> <p style="text-align: justify;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: justify;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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

**Ex. A. No. 33 of 2020 Inre : O.A. No. 522 of 2017**

**Ex. Hony. Nb. Sub. Niyaz Ahmed**  
 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><b><u>07.09.2021</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri V.P. Pandey, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that respondents intend to file Special Leave Petition before the Hon'ble Apex Court but due to some problems the same could not be filed as yet. He further submits that four weeks further time be granted to bring the stay order after filing Special Leave Petition which is allowed on payment of Rs.15,000/- as cost to the applicant.</p> <p style="text-align: center;">Respondents are also directed to deposit the cost by the next date fixed.</p> <p style="text-align: center;">List on <b>12.11.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>  <b>Member (A)</b>                      <b>(Justice Umesh Chandra Srivastava)</b>  <b>Member (J)</b></p> <p>AKD/-</p>

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**Court No.1**

**M.A. No. 369 of 2021 Inre : M.A. No. 27 of 2021,**  
**Inre : R.A. No. 5 of 2021, O.A. No. 495 of 2018**

**Ex. Rect. Durgesh Kumar Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri Saurav Singh, Advocate holding brief of Shri Sushil Kumar Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">As prayed the case is adjourned today.</p> <p style="text-align: center;">List on <b>29.09.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>AKD/-</p>

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

**M.A. No. 405 of 2021 Inre : T.A. No. 1275 of 2010**

**MWO Jang Bahadur Ram Gupta**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align:justify">On the case being taken up for hearing no one appears on behalf of the applicant nor is there any mention to pass over the case.</p> <p style="text-align:justify">Shri Amit Jaiswal, Ld. Counsel for the respondents is present.</p> <p style="text-align:justify">The applicant has not complied with the order dated 26.07.2021 by which he was directed to supply copy of Transferred Application to the Ld. Counsel for the respondents. This shows that applicant has no interest in prosecuting the Transferred Application which is accordingly <b>dismissed</b>.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> 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. 167 of 2021**

**Smt. Prem Bati W/o Late Ex. Nb. Sub. Ram Sarup 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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Shiv Kant Pandey, Ms. Nisha Pandey and Shri Amit Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>During the course of hearing it was brought to the notice of the Bench that Counter Affidavit filed by the respondents is not in respect of Original Application, but it is in respect of another Original Application being Original Application No. 197 of 2021.</p> <p>In regard to above, the submission of Ld. Counsel for the respondents is that Counter Affidavit has been filed as per copy received. His further submission is that since two Original Applications in respect of same applicant have been filed by the same Counsel in the Tribunal, the possibility of submitting copy of another Original Application by the applicant himself cannot be ruled out.</p> <p>Any ways, the fact is that Counter Affidavit which has been filed by the respondents is not in respect of instant Original Application. Applicant is directed to supply true copy of Original Application to the Ld. Counsel for the respondents within a week from today. On receipt of the copy, the respondents shall have four weeks to file Counter Affidavit.</p> <p>Respondent Nos. 5, 6 and 7 are also to be heard in the case to whom no notice has been issued.</p> <p>Let notices be issued to them also returnable within five weeks.</p> <p>List on <b>10.11.2021</b>.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align:center"><b>(Justice Umesh Chandra Srivastava)</b> 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. 258 of 2021**

**Ex. JWO Manoj Kumar**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>Ld. Counsel for the respondents submits that that respondents have filed Counter Affidavit which be taken on record.</p> <p>Accordingly, Counter Affidavit is taken on record.</p> <p>Ld. Counsel for the applicant seeks and is allowed two weeks time to file Rejoinder Affidavit.</p> <p>List on <b>23.11.2021</b> for final hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b></p> <p>AKD/-</p>

**Form No. 4**  
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**ORDER SHEET**  
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**Court No.1**

**R.A. No. 18 of 2021 along with M.A. No. 218 of 2021 Inre : O.A. No. 395 of 2020**

<b>Union of India &amp; Others</b> By Legal Practitioner for the Applicants	Applicants
<b>Versus</b>	
<b>Ex. AG PO ELAR Syed Musheer Hussain</b> By Legal Practitioner for Respondent	Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: justify;">On the case being taken up for hearing Shri Amit Jaiswal, Ld. Counsel for the respondents-applicants - Union of India and Others is present.</p> <p style="text-align: justify;">Lt. Cdr. Gulnawaz Naqvi, Departmental Representative is also present.</p> <p style="text-align: justify;">No one is present on behalf of applicant-respondent despite service of notice being held sufficient upon him.</p> <p style="text-align: justify;">This case pertains to Navy.</p> <p style="text-align: justify;">Office is directed to show “<b>Navy</b>” in the column of ‘Case Wing’ of Cause List, when the case is listed next.</p> <p style="text-align: justify;">List on <b>29.10.2021</b> for hearing.</p> <p style="text-align: justify;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: justify;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p style="text-align: left;">AKD/-</p>

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

**R.A. No. 38 of 2021 with M.A. No. 475 of 2021 and M.A. No. 476 of 2021**  
**Inre : O.A. No. 37 of 2020**

**Union of India & Others**  
By Legal Practitioner for the Applicants

Review Applicants

**Versus**

**Ex. Hav. Shiv Saran & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Amit Jailsal, Ld. Counsel for the applicants - respondents – Union of India and Others and Shri Shailendra Kumar Singh, Ld. Counsel for the respondent-applicant are present.</p> <p>Ld. Counsel for the respondent-applicant submits that he will file objection against Review Application in the registry today itself during the course of the day.</p> <p>List on <b>22.09.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>AKD/-</p>

Form No. 4  
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ORDER SHEET  
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Court No.1

Ex. A. No. 73 of 2019 with M.A. No. 110 of 2021, M.A. No. 588 of 2019  
Inre : O.A. No. 612 of 2017

**Ex. Gnr. C.K. Shrivastava**  
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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Thakur Balram Ji Srivastav, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>Ld. Counsel for the respondents submits that in regard to compliance of order dated 05.04.2021 of this Tribunal the matter is already in the process and is to be completed within four weeks.</p> <p>In view of aforesaid, list on <b>23.11.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>AKD/-</p>

**Form No. 4**  
**{See rule 11(1)}**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
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**O.A. No. 200 of 2016 with M.A. No. 42 of 2021**

**Indira Tiwari Wife of Ram Murty Tiwari (Deceased) & Others**      Applicants  
By Legal Practitioner for the Applicants

**Versus**

**Union of India & Others**      Respondents  
By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Ravi Kumar Yadav appears on behalf of the applicant and he submits that Vakalatnama filed by him be taken on record and earlier Counsel Shri Rajendra Yadav, who was prosecuting the case on behalf of applicant has died.</p> <p>The Vakalatnama filed by Shri Ravi Kumar Yadav, Advocate is taken on record.</p> <p>Dr. Chet Narayan Singh, Ld. Counsel for the respondents is present.</p> <p>Amendment has not been incorporated.</p> <p>Let it be incorporated within a week failing which the order regarding amendment stand withdrawn without any reference.</p> <p>List on <b>30.09.2021</b> for final hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> 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. 258 of 2017

**Akil Ahmed Ansari**  
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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri V.P. Pandey, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">List on <b>12.11.2021</b> 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>

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

**O.A. No 394 of 2020**

**Ex Nk Bishnu Bahadur Thapa**  
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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Heard Shri VP Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>O.A. No. 394 of 2020, Ex Nk Bishnu Bahadur thapa, vs. Union of India and others is partly <b>allowed</b>.</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="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></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. 382 of 2017

<b>Col. Dilip Singh Shekhawat</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: justify;">On the case being taken up for hearing Shri Ravi Prakash Triipathi and Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri G S Sikarwar, Ld. Counsel for the respondents are present.</p> <p style="text-align: justify;">As prayed by learned counsel for the applicant, list on <b>12.11.2021</b> for hearing.</p> <p style="text-align: justify;">(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 412 of 2017**

**Yuva Raj Thapa** Applicant  
By Legal Practitioner for the Applicant

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri K K Misra, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents assisted by Maj Tarun Pillai, OIC, Legal Cell.</p> <p style="text-align: center;">Argument of both the parties concluded.</p> <p style="text-align: center;">Order reserved.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></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 429 of 2017**

**Pramod Kumar**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">List on <b>23.11.2021</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> 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 447 of 2017**

<b>Vikas Pandey</b>	<b>Versus</b>	Applicant
By Legal Practitioner for the Applicant		
<b>Union of India &amp; Others</b>		Respondents
By Legal Practitioner for Respondents		

Notes of the Registry	Orders of the Tribunal		
	<p><b><u>07.09.2021</u></b></p> <p><b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b></p> <p><b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: justify;">On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p style="text-align: justify;">As prayed by learned counsel for the applicant the case is adjourned today.</p> <p style="text-align: justify;">List on <b>30.09.2021</b> for hearing.</p> <table style="width: 100%; text-align: center;"> <tr> <td style="width: 50%;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</td> <td style="width: 50%;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</td> </tr> </table> <p>Ukt/-</p>	<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)
<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)		

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

**O.A. No 684 of 2017**

**Col. Mukul Singhal**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Mohan Kumar and Shri R Chandra, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present.</p> <p>As prayed by learned counsel for the applicant, list on <b>29.10.2021</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></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.22 of 2018**

**Jeet 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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">Shri Om Prakash Kushwaha, learned counsel for the applicant is reported to be ill.</p> <p style="text-align: center;">List on <b>08.10.2021</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> 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. 65 of 2018 with MA 383 of 2021 , MA 285 of 2018**

**Rahat Ali Khan**  
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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri Rohit Kumar, Shri Vishwash Kumar and Mohd. Zafar Khan, Ld. Counsel for the applicant and Shri D K Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Applicant has filed this application to amend prayer clause of the O.A. saying he came to know about his discharge order when he was not permitted to join the duty despite being ordered by the Court. He also wants to add the reasons in the O.A. as to why the discharge order issued by the respondents is bad in law.</p> <p style="text-align: center;">The proposed amendment if allowed will not change the nature of the O.A. rather the same is necessary for just decision of the O.A., hence allowed.</p> <p style="text-align: center;">Let amendment be incorporated within a week after serving copy of amended O.A. to learned counsel for the respondents. Thereafter, the respondents shall have three weeks time to file supplementary counter affidavit.</p> <p style="text-align: center;">List on <b>11.11.2021</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b></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.75 of 2018**

**Kamlesh 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><b><u>07.09.2021</u></b></p> <p><b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b></p> <p><b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri Devki Nandan Pandey, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">On the request of learned counsel for the applicant and as a last chance, two weeks time is granted to file amendment application.</p> <p style="text-align: center;">List on <b>12.10.2021</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b></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. 382 of 2018

**Nitesh Rai**

By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, Advocate, holding brief of Shri Amit Sharma, Ld. Counsel for the applicant and Shri Kaushik Chatterjee , Ld. Counsel for the respondents are present.</p> <p>On the request of Shri Virat Anand Singh, Advocate, the case is adjourned today.</p> <p>List on <b>20.10.2021</b> for hearing.</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. 176 of 2020 with MA 212 of 2020**

**Gnr ( DMT) Manpreet Singh** Applicant  
By Legal Practitioner for the Applicant

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Ashok Singh and Shri Vikas Singh Chauhan, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>Supplementary affidavit filed by learned counsel for the applicant is taken on record.</p> <p>List on <b>09.11.2021</b> for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Court.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> 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. 394 of 2020

**Ex Nk Bishnu Bahadur Thapa**  
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><b><u>07.09.2021</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri V P Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Counter affidavit filed by learned counsel for the respondents is taken on record.</p> <p style="text-align: center;">O.A. No 394 of 2020, Ex Nk Bishnu Bahadur Thapa vs. Union of India &amp; Others is <b>allowed</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>Ukt/-</p>



