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

M.A. No. 606 of 2021 Inre : Ex. A. No. 138 of 2017 Inre : T.A. No. 83 of 2012

Jyoti Prakash Pandey 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Ms. Anju Singh, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. Heard Shri B.N. Choubey, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents. This is an application for recall of order dated 17.02.2021 passed by this Tribunal in Execution Application No. 138 of 2017 by means of respondents were directed to issue Discharge Book containing complete family details to the applicant so that applicant may be issued ECHS Card as well as CSD Canteen Card. The submission of Ld. Counsel for the applicant is that in compliance of the said order the respondents have issued Discharge Book containing incorrect service particulars of the applicant, which needs to be corrected, therefore, he prays for recall of order dated 17.02.2021. In reply, Ld. Counsel for the respondents submitted that in case there are errors in the service particulars of the applicant as well as family details, he may move an application along with supported documents to correct the same. Having heard the submissions of Ld. Counsel of both sides and considering the facts and circumstances of the case, we direct the applicant to prefer an application along with supported documents before the respondents to correct the complete family details as well as service particulars within two weeks in the Discharge Book. Thereafter, on receipt of aforesaid application along with supported documents, respondents are directed to correct the complete family details of the applicant in the Discharge Book in accordance with law within three months. With the above directions, the Recall Application is **disposed off**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1
M.A. No. 605 of 2021 Inre : Ex. A. No. 35 of 2020 Inre : O.A. No. 146 of 2015

Devendra Singh Bhandari 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. Heard Shri Lalit Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. This is an application for leave to appeal under Section 30 read with Section 31 of the Armed Forces Tribunal Act, 2007. The submission of Ld. Counsel for the applicant is that the order dated 31.08.2021 passed by this Tribunal in Execution Application No. 35 of 2020 (Inre : O.A. No. 146 of 2015) raises the following questions of law of general public importance :- (i) Whether a Court or Tribunal, acting as an 'executing court', has the power and authority to split the operative paragraph of the Judgment, sought to be executed; in such a manner as would tend to give a totally different meaning to the directions of the Original Court/Tribunal, which could never have been intended by it? (ii) Whether a Court or Tribunal, acting as an 'executing court', could interpret the Judgment/Final Order passed by its predecessor Court/Tribunal in such a manner as if the Original Court/Tribunal had given the power to the departmental authorities to reverse the 'judicial findings' given by it in the Judgment/Final Order? We have perused the order dated 31.08.2021 passed by this Tribunal in Ex. A. No. 35 of 2020 (Inre : O.A. No. 146 of 2015) and considering the facts and circumstances of the case, we find that there is no much or less point of law of general public importance involved in the above questions to grant leave to appeal. Accordingly, Leave to Appeal application is **dismissed**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

M.A. No. 574 of 2021 Inre : O.A. No. (Nil) of 2021

Ex. Gnr. Ram Chander 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Objection against delay condonation application filed by the respondents is taken on record. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents. The instant Original Application has been filed for grant of disability pension with delay of 51 years, 04 months and 23 days. Briefly stated, applicant was enrolled in the Indian Army on 29.01.1960 and was invalided out from service on 30.04.1967 in Low Medical Category under Rule 13 (3) Item III (iii) of the Army Rules, 1954. As per Original Application, at the time of invalidation from service, the Release Medical Board assessed his disability **'NEUROTIC DEPRESSIVES REACTION (314) NOT UNSOUND MIND'** @ 20% for life and opined the disability to be neither attributable to nor aggravated (NANA) by service and not connected service. The applicant's claim for grant of disability pension was rejected vide letter dated 01.12.1967. The applicant was unaware of the fact that there is any mechanism to prefer an appeal against the rejection of disability pension. In the year 2020 the applicant processed his case which was replied by the respondents vide letter dated 12.10.2020. It is in this perspective that the applicant has preferred the present Original Application. Submission of Ld. Counsel for the applicant is that delay in filing Original Application is not deliberate. The applicant has represented many times but in the month of May, 2019 in the gathering of ex-servicemen at Zila Sainik Kalyan Evam Punarvas Karyalay, District Hardoi the applicant come to know about law laid down by the Hon''ble Apex Court in the case of *Dhaamveer Singh Versus Union of India and Others* and various orders of this Tribunal in which it has been held that personnel who join service in fit condition and suffer from some disease and released in Low Medical Category then he will be deemed to have been invalided out instead of release and he will be entitled for disability Pension. Thereafter, the applicant arranged the money and handed over the documents to his Counsel for preparation of Original Application. Thus, his submission is that delay is not deliberate, but for the reasons stated above.

Ld. Counsel for the respondents has vehemently opposed the prayer and has submitted that long delay of more than 51 years has not been properly and satisfactorily explained.

During the course of arguments Ld. Counsel for the respondents also submitted that applicant was non pensioner, therefore, his medical documents including constituents thereof may be destroyed after expiry of retention period as per para 595 of Regulations for the Army 1987. Long Roll in respect of pensioners and non- pensioners are retained for a period of 50 years and 25 years respectively from the date of becoming non-effective. Further submission of learned counsel for the respondents is that since documents relating to applicant may be destroyed on expiry of mandatory retention period of 25 years being a non-pensioner, therefore, degree of disablement cannot be ascertained at this stage. He pleaded the Delay Condonation Application as well as Original Application to be dismissed being barred by time.

Having heard the submissions of Ld. Counsel of both sides and considering the facts and circumstances of the case, we find that explanation offered by the applicant for delay in filing Original Application is not sufficient. It is settled in law that if time limit is given for filing of any application and the same is not filed within that time limit, delay should be explained on day to day basis which applicant has utterly failed to do in the present case.

Further, we are of the view that documents relating to ex army person may be destroyed after mandatory retention period in terms of para 595 of Regulations for the Army, 1987. We could have decided the case, had there been related medical documents pertaining to the applicant and applicant could have been benefitted, but we are unable to impart justice in the absence of requisite medical documents.

In view of the above, we are unable to decide the case in vacuum after a prolonged gap of more than 51 years from the date of invaliding out from service.

In the result, we find that delay is not condonable and Original Application is devoid of merit and is liable to be dismissed.

Accordingly, delay condonation application is **rejected.**

Original Application being devoid of merit as well as time barred is also **rejected.**

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

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

Ex. A. No. 63 of 2021 Inre : O.A. No. 20 of 2016

Ex. Sgt. Balkrishna M. Applicant
In Person

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. Heard the applicant Ex. Sgt. Balkrishna M. in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. The applicant submits that respondent No. 5 has paid Rs.2,00,000/- only in compliance of the order dated 13.09.2017 passed by this Tribunal in O.A. No. 20 of 2016. His further submission is that the respondents have failed to comply with the order under execution in its letter and spirit. His further submits that this Tribunal vide its order dated 13.09.2017 had observed that "A*ccordingly, the O.A. deserves to be allowed with compensatory cost"*. The applicant also submits that this Tribunal had also observed that the applicant was illegally denied extension the respondents must have swung into action and would have granted him full back wages because of wrongful termination on their part. Mere submitting that he was paid compensatory cost of Rs.2,00,000/- and nothing left to be complied reveals apathetic approach of the respondents in dealing with the grievance of their veteran soldiers. In reply, Ld. Counsel for the respondents submits that the respondents have complied with the order under execution. He pleaded for dismissal of Execution Application. We have perused the order dated 13.09.2017 passed by this Tribunal in O.A. No. 20 of 2016. Para Nos. 19 and 20 of the said order is reproduced as under :- ***"19. Since the Applicant was discharged in 1995 and the dispute relates to extension of service which is beyond the realm of law, we propose to compensate the Applicant by lump-sum payment of Rs.2 lakhs. The respondents should not have denied the extension of service in utter disregard of Instructions contained in letter dated 06.11.1995, more-so when only one red***

ink entry was existing in the year 1991 which could not have been taken into consideration. Accordingly, the O.A. deserves to be allowed with compensatory cost.

20. In the light of the above discussion, we are of the view that it would be appropriate if the Applicant is accordingly compensated and thus we quantify the cost at Rs.2 lacs for the wrongful denial of third extension to the Applicant. The cost shall be paid to the Applicant within three months from the date of presentation of a certified copy of this order."

It is admitted fact that respondent No. 5 has paid Rs.2,00,000/- to the applicant in compliance of above order.

In the order under execution the applicant was compensated and quantified the cost at Rs.2 lacs for wrongful denial of third extension to the applicant. Except that nothing was ordered.

In view of above, we are of the considered opinion that nothing remains for compliance of the order under execution.

In the result, Execution Application deserves to be dismissed being infructuous. Accordingly, Execution Application is **dismissed** being infructuous.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

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

O.A. No. 554 of 2021 with M.A. No. 593 of 2021

Ex. Sgt. Rajendra Prasad 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Shri Shyam Singh, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. Heard Shri A.K. Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents. The instant Original Application has been filed for grant of pensionary benefits with delay of 03 years, 07 months and 10 days regarding which an application for condonation of delay supported with affidavit has been moved. In affidavit filed in support of application for condonation of delay it has been stated that delay in filing Original Application is not deliberate. It is further stated that law of limitation is not applicable in pensionary matter. Ld. Counsel for the respondents has vehemently opposed the prayer. Upon hearing submission of Ld. Counsel of both sides and considering the facts and circumstances of the case, we are of the view that law of limitation being not applicable in pensionary matter, the delay deserves to be condoned. Accordingly, delay is condoned. Delay condonation application stands decided accordingly. **O.A. No. 554 of 2021** It is a fit case for adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 555 of 2021 with M.A. No. 594 of 2021

Ex. Gnr. Manish 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Shri Rajiv Pandey, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present. There is a delay of more than 16 years in filing of Original Application regarding which submission of Ld. Counsel for the respondents is that some time be given to file objection. Let objection be filed within two weeks. List on **06.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 556 of 2021 with M.A. No. 595 of 2021

Ex. MWO (HFO) Devendra Singh Janmeda 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Ms. Amrita Chakraborty, Advocate appears on behalf of respondents and submits that she will file Memo of Appearance in the registry during the course of the day. Heard Shri Rohitash Kumar Sharma, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents. The instant Original Application has been filed for grant of disability pension. As per office note, there is no delay in filing Original Application, delay condonation application is **dismissed** being not required. Matter needs adjudication. Admit. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Thereafter, applicant shall have two weeks time to file Rejoinder Affidavit. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 557 of 2021 with M.A. No. 596 of 2021

Smt. Laxmi Bai @ Lachhi Devi W/o Late Ex. Hav. Radhey Lal 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Ms. Deepti Prasad Bajpai, Advocate on behalf of the respondents is taken on record. Heard Shri Rohitash Kumar Sharma, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present. The instant Original Application has been filed for grant of Family Pension with delay of 17 years, 07 months and 04 days. 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. Ld. Counsel for the respondents has vehemently opposed the prayer. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned. Accordingly, delay, if any, in filing Original Application is **condoned**. Delay condonation application stands decided accordingly. **O.A. No. 557 of 2021** It is a fit case for adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 558 of 2021 with M.A. No. 597 of 2021

Sub. Maj. Uttam Kumar Singh (Through his wife Smt. Shail 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Ms. Appoli Srivastava, Advocate on behalf of the respondents is taken on record. Heard Shri Ajit Singh Gaherwar, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents. The instant Original Application has been filed for recovery of allowances and there is a delay of 01 year and 04 day regarding which an application for condonation of delay supported with affidavit has been moved. We have gone through the affidavit filed in support of delay condonation application, we find that cause shown for delay is sufficient. Accordingly, delay is **condoned**. Delay condonation application stands decided accordingly. **O.A. No. 558 of 2021** The matter needs adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 559 of 2021 with M.A. No. 600 of 2021

Ex. MWO (HFO) Surendra Prasad Rai 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Alok Kumar Mishra, Advocate on behalf of the respondents is taken on record. Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents. The instant Original Application has been filed for grant of disability pension. There is a delay of 04 years, 07 months and 13 days in filing Original Application regarding which an application for condonation of delay has been filed. An affidavit has also been filed in support of delay condonation application wherein it is stated that bar of limitation is not applicable in pensionary matter. It is further stated in the affidavit that delay in filing application is not deliberate. Ld. Counsel for the respondents has vehemently opposed the prayer and submitted that delay has not been satisfactory explained, the delay condonation application be dismissed. Upon hearing submissions of Ld. Counsel of both sides as well as circumstances of the case, we are of the view that delay in filing Original Application is liable to be condoned. Accordingly, delay in filing Original Application is **condoned.** Delay condonation application stands decided accordingly. **O.A. No. 559 of 2021** The matter needs adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 560 of 2021 with M.A. No. 601 of 2021

Ex. MWO (HFO) Sarwan Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. Heard Shri S.N. Geherwar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents. The Original Application has been filed for grant of disability pension with delay of 03 years, 05 months and 13 days. 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. 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 of delay. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly. **O.A. No. 560 of 2021** The matter needs adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 561 of 2021 with M.A. No. 602 of 2021

Ex. Sgt. Jitendra 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Ram Saran Awasthi, Advocate on behalf of the respondents is taken on record. Heard Shri Raj Kumar Mishra, Shri Gopal Dwivedi and Dr. Abhay Kant Upadhyay, Ld. Counsel for the applicant and Shri Ram Saran Awasthi, Ld. Counsel for the respondents. The Original Application has been filed with delay of 02 years, 06 months and 21 days. 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. 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 of delay. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned. Accordingly, delay in filing application is **condoned**. Delay condonation application stands decided accordingly. **O.A. No. 561 of 2021** It is a fit case for adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 562 of 2021 with M.A. No. 603 of 2021

Ex. Sep. Riyaz Ahmed 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Dr. Shailendra Sharma Atal, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submits that respondents intends to file written objection against maintainability of Original Application as well as delay in filing of Original Application. Let written objection be filed within two weeks. List on **08.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 563 of 2021 with M.A. No. 604 of 2021

Wg. Cdr. Ajaya Kumar Awasthi (Retd.) 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Pushpendra Mishra, Advocate on behalf of the respondents is taken on record. Heard Wg. Cdr. S.N. Dwivedi, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents. The Original Application has been filed for grant of disability pension with delay of 09 years, 11 months and 13 days. 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. 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 of delay. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly. **O.A. No. 563 of 2021** The matter needs adjudication. Admit. 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. List the matter before Registrar on **25.11.2021** for exchange of pleadings. List the matter before Tribunal on **25.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

M.A. No. 589 of 2021 Inre : O.A. No. 43 of 2019

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

Versus

Ex. Ris. Govind Singh Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Alok Kumar Mishra, Ld. Counsel for the applicants – Union of India and Others. **M.A. No. 589 of 2021** For the reasons stated in affidavit filed in support of application, correction application is **allowed**. In the Judgment and order dated 02.02.2021 passed by this Tribunal in O.A. No. 43 of 2019 name of '**Shri Alok Kumar Mishra**' be corrected in place of 'Shri Bhanu Pratap Singh' as Counsel for the respondents. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

M.A. No. 598 of 2021 Inre : Ex. A. No. 107 of 2019 Inre : O.A. No. 226 of 2014

Ex. Sub. Radhey Shyam Upadhya 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Ms. Appoli Srivastava, Advocate on behalf of the respondents is taken on record. On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present. Ms. Appoli Srivastava, Ld. Counsel for the respondents submits that some time be granted to her to file objection against clarification application. Let objection be filed within two weeks. List on **29.11.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

M.A. No. 599 of 2021 Inre : O.A. No. 777 of 2021

Ex. Rfn. Prem Bahadur Chhetri 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents. **M.A. No. 599 of 2021** This is an application for clarification/modification of order dated 11.08.2021 passed by this Tribunal in O.A. No. 777 of 2020. It is hereby clarified that in para Nos. 10 and 11 'disability element' has wrongly been typed, whereas it should be as **'disability pension'.** Accordingly, in para Nos. 10 and 11 of the order dated 11.08.2021 entitlement of applicant be corrected as **'disability pension'** in places of 'disability element'. Clarification/modification Application stands decided accordingly. Shri Ashish Kumar Singh, Advocate appears submits that in this case he was appeared on the 11.08.202 but his name has not been shown as Counsel for the respondents which needs to be corrected in place of 'Shri G.S. Sikarwar', as Counsel for the respondents. His Memo of Appearance has already been taken on record vide order dated 18.12.2020. Heard. In the order dated 11.08.2021 passed by this Tribunal in O.A. No. 777 of 2020 the name of '**Shri Ashish Kumar Singh**' be corrected in place of 'Shri G.S. Sikarwar, as Counsel for the respondents. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
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Ex. A. No. 39 of 2019 Inre : O.A. No. 225 of 2018

Ex. Dfr. Rakesh Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing no one appears on behalf of the applicant. Shri Ashish Kumar Singh, Ld. Counsel for the respondent Nos. 1 to 5 and Shri D.C. Lohumi, Ld. Counsel for the respondent Nos. 6 and 7 are present. No objection has been filed against affidavit of compliance filed by respondent Nos. 6 and 7. Shri Ashish Kumar Singh, Ld. Counsel for the respondent Nos. 1 to 5 submits that Corrigendum P.P.O. No. DECORR001192021 dated 17.06.2021 regarding interest @9% per annum in compliance of Tribunal's order has been issued. We have gone through the contents of affidavit of compliance as well as calculation sheet attached thereto and we find that order has been complied with. In the result, Execution Application deserves to be dismissed being infructuous. Execution Application is, therefore, **dismissed** being infructuous. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
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M.A. No. 754 of 2019 with M.A. No. 489 of 2021 Inre : O.A. No. (Nil) of 2019

Sep. Navghare Sudhakar Vishvas 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**
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Rohit Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **28.10.2021.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 445 of 2019 with M.A. No. 312 of 2021, M.A. No. 209 of 2021 along with O.A. No. 361 of 2019 (Decided)

Col. R.K. Gupta 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Praveen Tripathi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submits that four weeks further time be granted to file objection against maintainability of Original Application which was strongly opposed by the Ld. Counsel for the applicant. Considering the nature of relief claimed in Original Application, three weeks further time is granted to respondents to file objection against maintainability of Original Application with conditions that no further time for filing objection shall be granted. List on **07.12.2021** for hearing on maintainability of Original Application. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
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O.A. No. 238 of 2020

Ex. Nb. Ris. Ram Lakhan Mishra 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Shashank Kumar and Shri Prashant Shukla, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. On the request of Ld. Counsel for the respondents two weeks further time is granted to file Medical Board proceedings. List on **02.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 256 of 2020

Smt. Haruli Devi W/o Late Ex. Sep. Ram Prasad 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Ashok Kumar, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present. List on **24.11.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
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O.A. No. 115 of 2021

Ex. Nk. Surendra Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri K.K. Misra, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents are present. List on **07.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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O.A. No. 312 of 2021

Lt. Col. Mukesh Baboo through his cousin sister Gulnaz Hussain 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Satendra Kumar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present. List on **27.09.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 314 of 2021 with M.A. No. 323 of 2021

Gp. Capt. Ramesh Chandra Prasad 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Raj Kumar Mishra, Dr. Abhay Kant Upadhyay and Shri Gopal Dwivedi, Ld. Counsel for the applicant and Ms. Kavita Belaura, Ld. Counsel for the respondents are present. List on **07.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 315 of 2021

Ex. Sub. Maj. Samar Pal 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents are present. List on **10.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 157 of 2020
Along with
O.A. No. 289 of 2018

Ex. Nk. Shyam 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Rejoinder Affidavits filed by the applicant in regard to Counter Affidavits filed by the respondents are taken on record. Heard Shri Lalit Kumar, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents. Arguments concluded. Judgment is reserved. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 427 of 2017

Prem Kumar Yadav 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard arguments of Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents. Arguments concluded. Judgment is reserved. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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{See rule 11(1)}
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Court No.1

O.A. No. 331 of 2021 with M.A. No. 331 of 2021

Ex. Cpl Dharm Raj 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Himanshu Singh, Ld. Counsel for the applicant and Shri Preeti Mala, Ld. Counsel for the respondents are present. List on **04.01.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 333 of 2021

Ex POME Anand Kishore 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present. List on **06.01.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A.No.348 of 2021 with M.A.No. 348 of 2021

Ex Hav Padmalochan Giri 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Dharam Raj Singh and Dr. Ashish Asthana, Ld. Counsel for the applicant and Shri Jai Narayan Mishra, Ld. Counsel for the respondents are present. List on **29.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 352 of 2021

Ex. Sgt Rakesh Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri VP Pandey and Shri KKS Bisht, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present. List on **06.01.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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{See rule 11(1)}
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O.A. No. 463 of 2021 with M.A No.484 of 2021

Ex. L/Nk (TA) MT Ram Nath 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. List on **13.12.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
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R.A. No. 38 of 2021 with M.A.No. 475 of 2021 &
M.A.No. 476 of 2021 Inre O.A. No. 37 of 2020.

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

Versus

Ex. Hav Shiv Saren & Others Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Amit Jaiswal, Ld. Counsel for the applicants and Shri Shailendra Kumar Singh, Ld. Counsel for the respondent are present. List on **30.09.2021**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 202 of 2012

Vijay Kant Shukla Applicant
By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Col. Ashok Kumar (Retd) and Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present. List on **10.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
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O. A. No. 320 of 2017

Smt Saroj Tiwari 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present. List on **30.11.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
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O. A. No. 537 of 2017

Dinesh Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Ms. Navita Sharma, Ld. Counsel for the applicant and Dr. SN Pandey, Ld. Counsel for the respondents are present. List on **14.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 219 of 2018

Dinesh Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Yasphal Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **15.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
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O. A. No. 241 of 2018

Anuj 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Ms. Appoli Strivastava, Ld. Counsel for the respondents are present. List on **15.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
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O. A. No. 254 of 2018

Vidhi Narayan 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Ashok Bhardwaj, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **15.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
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O. A. No. 276 of 2018

Tejinder 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Lalit Kumar, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present. List on **29.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

Form No. 4
{See rule 11(1)}
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O. A. No. 470 of 2018

Uday Shankar Thakur 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing applicant in person and Shri RC Shukla, Ld. Counsel for the respondents are present. List on **30.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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{See rule 11(1)}
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O. A. No. 610 of 2018

Hav Dharmendra 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Ajit Singh Gaherwar and Shri SN Singh Gaherwar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. List on **30.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 378 of 2019

Smt. Dewanti Devi & another 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Prabhat Kumar Tripathi, Ld. Counsel for the applicant and Shri Jai Narayan Mishra, Ld. Counsel for the respondents are present. List on **31.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 471 of 2019

Nk (TS) Pradeep Kumar Sharma 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Praveen Kumar and Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Dr. Shailendra Shrama Atal, Ld. Counsel for the respondents are present. List on **05.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 87 of 2020 with M.A. No.891 of 2019

Ex Dafedar (Havildar) Maheswar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri R.N Tripathi, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. List on **04.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 166 of 2020

Ex Sep Ravindra 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present. List on **14.12.2021** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 332 of 2020

Sub Rakesh Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Gyan Singh Chauhan and Shri Ajeet Pratap Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **03.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 583 of 2020

Ex. Sep Karan Pal 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Col. BP Singh (Retd), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **03.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 107 of 2021

Ex Sep Dhananjay Kumar 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present. List on **04.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. (A) No. 461 of 2018

Ex Sgt Gajendra Tripathi 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri GC Verma, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **04.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A.(A) No.353 of 2019

Ex. Sep(L/NK) Paras Yadav 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
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. List on **05.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

T. A. No. 49 of 2016

Vijay Kumar Upadhyaya Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani , Ld. Counsel for the respondents are present. List on **05.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

T. A. No.50 of 2017

Hari Ram Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	24.09.2021 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Mukesh Kumar, Ld. Counsel for the petitioner and Shri RC Shukla, Ld. Counsel for the respondents are present. List on **06.01.2022** final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-