

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1195 of 2017
Inre: O.A. No. Nil of 2017

Surendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Ashok Kumar, learned counsel for the applicant and Ms Appoli Srivastava, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file reply to the objection filed on behalf of the respondents.</p> <p>List this case on 10.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 2208 of 2017 with M.A. No. 562 & 563 of 2018

Inre: O.A. No. Nil of 2017

Rajesh Bahadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Vakalatname filed by Shri Srish Kumar Malviya, Advocate, on behalf of the applicant is taken on record. His name be shown as counsel for the applicant when the case is listed next.</p> <p>Present: Shri Srish Kumar Malaviya, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents.</p> <p><u>M.A. No. 562 of 2018</u></p> <p>Counter affidavit filed by learned counsel for the respondents is taken on record. Accordingly, aforesaid M.A. stands disposed of.</p> <p><u>M.A. No. 563 of 2018</u></p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents is taken on record. Accordingly, aforesaid M.A. stands disposed of.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file reply to the aforesaid objection filed on behalf of the respondents.</p> <p>List this case on 18.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 2253 of 2017 with M.A. No. 550 of 2018

Inre: O.A. No. Nil of 2017

Firen Bahadur Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri BB Tripathi, learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents.</p> <p><u>M.A. No. 550 of 2018</u></p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents is taken on record. Accordingly, aforesaid M.A. stands disposed of.</p> <p>Learned counsel for the applicant does not intend to file reply to the aforesaid objection.</p> <p><u>M.A. No. 2253 of 2017</u></p> <p>The matter relates to grant the benefits of rounding off of disability pension form 20% to 50%, which is a recurring cause of action.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 23.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 2312 of 2017
Inre: O.A. No. 183 of 2010

Satish Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri BB Tripathi, learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that copy of the recall application received by him on last date i.e. 20.02.2018.</p> <p>He prays for and is granted four weeks' time, as a last opportunity, to file objection on the recall application filed by the applicant.</p> <p>List this case on 06.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 147 of 2018
Inre: O.A. No. Nil of 2018

Rajendra Prasad Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents is taken on record.</p> <p>Learned counsel for the applicant does not intend to file reply to the aforesaid objection.</p> <p><u>M.A. No. 147 of 2018</u></p> <p>The matter pertains to grant the benefits of rounding off of disability pension from 30% to 50%, which is a recurring cause of action.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 20.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1106 of 2018 with M.A. No. 1107 of 2018

Inre: O.A. No. 416 of 2017

Union of India & Others

By Legal Practitioner for Applicants

Applicants

Versus

Naresh Kumar Verma

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Amit Jaiswal, learned counsel for the applicants and Shri VK Pandey, learned counsel for the respondents.</p> <p><u>M.A. No. 1106 of 2018</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 15.11.2017, passed by this Court in O.A. No. 416 of 2012.</p> <p>As per office report, there is delay of 02 months and 26 days in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal <u>shall</u> be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for grant of leave to appeal do not appear to be germane in view of the law laid down by the Hon'ble Supreme Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC in which the Hon'ble Supreme Court has observed as under:</p> <p><i>“Condonation of delay is an exception and should not be used as an anticipated benefit for government departments” and since “the claim on account of impersonal machinery and inherited bureaucratic methodology of making several notes cannot be</i></p>

accepted in view of the modern technologies being used and available. The law of limitation undoubtedly binds everybody including the Government.”

The Hon'ble Supreme Court further observed as under :

“Since the person(s) concerned were well aware or conversant with the issues involved including the prescribed period of limitationThey cannot claim that they have a separate period of limitation when the Department was possessed with competent persons familiar with court proceedings”.

In view of the decision of the Hon'ble Supreme Court in the aforesaid case, the application for condonation of delay cannot be entertained and it is hereby rejected.

M.A. No. 1107 of 2018

This is an application under section 31 (1) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the petitioner beyond the period of 30 days. Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also liable to be rejected.

Even otherwise also, we find that the matter pertains to grant of disability pension but we do not find any point of law of general public importance involved in the decision so as to grant leave to appeal. Accordingly, this application is also rejected.

(Air Marshal B.B.P. Sinha)
Member (A)

RPM/-

(Justice S.V.S. Rathore)
Member (J)

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

C.A. 1 of 2018 Inre Ex.A No. 164 of 2017,

Inre Ex.A. No. 39 of 2016 & Inre O.A. No. 23 of 2011

Jeet Bahadur Singh

Applicant

By Legal Practitioner for Applicant

Versus

S.K. Ganju & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri V.K. Pandey, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>On the last date, direction was given to learned counsel for the applicant to go through the statement given by learned counsel for the respondents and to file objection.</p> <p>Today, learned counsel for the applicant fairly submits that the entire amount has been paid to the applicant. Thus the order passed by this tribunal has been fully complied with.</p> <p>Since the order of the Tribunal has been fully complied with, this application has become infructuous and is hereby dismissed.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 98 of 2011

Smt. Ram Kumari Pandey W/o Moti Lal Pandey (Deceased) Applicant
By Legal Practitioner for Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri S.K. Pandey, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for further time to file supplementary counter affidavit. As a matter of last opportunity, two weeks further time is granted to file supplementary counter affidavit.</p> <p>List this case on 11.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 252 of 2014

Md Samsul Haque

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri S.K. Pandey, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 16.07.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 207 of 2016 with M.A. No. 22 & 48 of 2017

Sushila Kumari

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Yash Pal Singh, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents.</p> <p><u>M.A. No. 22 of 2018</u></p> <p>This is an impleadment application filed on behalf of Shri Yashwant Kumar to implead him in the array of parties.</p> <p>Since Shri Yashwant Kumar is a necessary party as he is son of the deceased soldier who is challenging that applicant is not his mother. Therefore, for effective adjudication of this case his impleadment is necessary as the controversy is regarding family pension. Impleadment application is hereby allowed.</p> <p>Learned counsel for the applicant is directed to implead Yashwant Kumar, as respondent No. 6 in the Original Application. Necessary correction be made within a week.</p> <p>List this case on 20.07.2018 for orders.</p> <p>Meanwhile, all the respondents may file counter affidavit.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 274 of 2016 with M.A. No. 589 of 2018

Rajendra Prasad Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Sanjay Pandey, Advocate, holding brief of Shri B.K. Singh, learned counsel for the applicant and Shri V.P.S. Vats, learned counsel for the respondents.</p> <p><u>M.A. No. 589 of 2018</u></p> <p>Counter affidavit filed by learned counsel for the respondents is taken on record. M.A. aforesaid is dispose of accordingly.</p> <p>Learned counsel for the applicant prays for and is granted four weeks time to file rejoinder affidavit.</p> <p>List this case on 11.07.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 113 of 2017

Sukhraj Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Departmental Representative submits that counter affidavit shall be filed in the Registry during the course of day on behalf of learned counsel for the respondents after providing a copy thereof on learned counsel for the applicant, who prays for and is granted two weeks time to file rejoinder affidavit.</p> <p>List this case on 04.07.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 267 of 2017

Dinesh Chandra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks time to file rejoinder affidavit.</p> <p>List this case on 10.07.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 295 of 2017

Abhay Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri D.S. Tiwari, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for further time to file counter affidavit. As a matter of last opportunity, two weeks further time is granted to file counter affidavit.</p> <p>List this case on 15.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 301 of 2017

Parasuram

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Pleadings have been exchanged.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 399 of 2017

Kamlesh Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri K.K. Misra, learned counsel for the applicant and Shri V.P.S. Vats, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks time to file objection on the maintainability of the instant O.A. Replication, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 09.07.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 462 of 2017

Hem Raj Bhatta

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Parijaat Balaura, learned counsel for the applicant and Shri Kaushik Chatterjee, learned counsel for the respondents.</p> <p>On the last date, learned counsel for the respondents was granted a weeks' time to file counter affidavit but the same has not been filed. Today, again prayer has been made to grant a week's further time to file counter affidavit. As a matter of last opportunity, a week's time is granted to learned counsel for the respondents to file counter affidavit, failing which further opportunity to file counter affidavit shall stand closed.</p> <p>List this case on 11.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 607 of 2017

Umesh Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Departmental Representative submits that learned counsel for the respondents is not available today and prays for adjournment of the case.</p> <p>As prayed, list this case on 03.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 82 of 2018 alongwith M.A. No. 351 of 2013 with M.A. No. 36 of 2013
Vikesh Kumar Balmiki Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri A.K. Srivastava, learned counsel for the applicant and and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Departmental Representative submits that learned counsel for the respondents is not available today and prays for adjournment of the case.</p> <p>As prayed, list this case on 14.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 108 of 2018

Suresh Chandra Yadav
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within a week, thereafter.</p> <p>List this case on 16.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 182 of 2018

Nk Girraj Singh Tomar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Maj R.D. Singh (Retd), learned counsel for the applicant and Shri Ashish Saxena, learned counsel for the respondents.</p> <p>O.A. No. 86 of 2015 was filed by the applicant and was allowed. In pursuance to order passed, the applicant was re-instated in service.</p> <p>Before passing any order on interim relief, we feel it necessary to peruse the order passed in earlier O.A.</p> <p>List this case on 23.04.2018 for orders.</p> <p>On the date fixed, learned counsel for the applicant shall produce the order dated 01.12.2015 passed in O.A. No. 86 of 2015 by this Tribunal.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. (A) No. 191 of 2014

Ravi Shankar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Vakalatnama filed by Shri K.K. Singh Bisht on behalf of the applicant is taken on record. Office is directed to show name of Shri K.K. Singh Bisht as learned counsel for the applicant when the case is listed next.</p> <p>Present: Shri K.K. Singh Bisht, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he intends to file objection on the point of maintainability of the case. As prayed two weeks, time is granted to file objection.</p> <p>List this case on 18.05.2018 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

R.A. No. 6 of 2018 Inre O.A. No. 530 of 2017

Ram Nakshatra Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Sandeep Tripathi, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted a week's and no more time to file objection on review application.</p> <p>List this case on 27.04.2018 for orders.</p> <p>It is clarified that if the objection is not filed by the date fixed, further opportunity shall automatically stand closed.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

T.A. No. 1187 of 2010

Din Bandhu Ram

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Arun Kumar and Shri S.K. Mishra, learned counsel for the petitioner and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the petitioner has produced before the Court copy of receipt of payment of cost of Rs. 1000/-.</p> <p>Learned counsel for the petitioner has provided synopsis and a copy of the same has been given to learned counsel for the respondents.</p> <p>List this case on 12.07.2018 for hearing showing the name of Shri Rajiv Pandey as learned counsel for the respondents.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>In the meantime, learned counsel for the petitioner shall file Bench copy of the case.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

T.A. No. 12 of 2016

Tohid Ahmad

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Vakalatnama filed by Shri S.K. Malviya on behalf of the petitioner is taken on record. Office is directed to shown name of Shri S.K. Malviya as learned counsel for the petitioner when the case is listed next.</p> <p>Present: Shri S.K. Malviya, learned counsel for the petitioner and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the petitioner prays for and is granted four weeks' time to prepare the case.</p> <p>As prayed, list this case on 10.07.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

T.A. No. 15 of 2017

Bhupendra Singh Bhadauria
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Maj R.D. Singh (Retd), learned counsel for the petitioner and Ms. Appoli Srivastava, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and as a matter of last opportunity, two weeks' further time is granted to file counter affidavit failing which respondents have to deposit cost of Rs. 2000/- in the Registry.</p> <p>As prayed, list this case on 09.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. (A) No. 128 of 2017 with M.A. No. 244 of 2016

Suraj Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Vakalatnama filed by Shri J.N. Mishra on behalf of the applicant is taken on record. Office is directed to shown name of Shri J.N. Mishra as learned counsel for the applicant when the case is listed next.</p> <p>Present: Shri J.N. Mishra, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>Adjournment is prayed on behalf of learned counsel for the applicant. As prayed, the case is adjourned for the day.</p> <p>List this case on 14.05.2018 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1029 of 2017 with M.A. No. 765 of 2018 Inre O.A. No. Nil of 2017
Ram Pal Applicant
By Legal Practitioner for Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri R Chandra, Advocate holding brief of Shri Sudhir Kumar Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has provided copy of counter affidavit to learned counsel for the applicant and shall file in the Registry within two days.</p> <p>List this case on 13.07.2018 for orders.</p> <p>Meanwhile rejoinder affidavit may be filed by learned counsel for the applicant.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 37 of 2011

Narayan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Dr. Ashish Asthana, Advocate holding brief of Shri Lalit Kumar, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant has filed written arguments of the case and a copy has been provided to learned counsel for the respondents who prays for and is granted two weeks time to file replication.</p> <p>List this case on 06.07.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 195 of 2015

Narendra Kumar Rai
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for adjournment for better preparation of the case. As prayed, the case is adjourned.</p> <p>List this case on 12.07.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 269 of 2015 alongwith O.A. No. 213 of 2014

Radhey Shyam Sharma
By Legal Practitioner for Applicant

Applicant

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Versus

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>On the previous date, respondents were directed to bring on record policy on Hard Luck vacancy. Today a letter has been produced in the Court but the same does not relates to Hard Luck vacancy. Learned counsel for the respondent prays for and is granted two weeks' further time to bring on record the aforesaid policy.</p> <p>List this case on 16.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 101 of 2016

Smt. Madhubala
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Diwakar Singh, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' further time to file documents in terms of our earlier order dated 20.03.2018.</p> <p>List this case on 21.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 120 of 2017

V.P. Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Ms. Poonam Singh, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents.</p> <p>The case was listed for hearing on 18.04.2018. On the request of learned counsel for the respondents the case was listed today for hearing.</p> <p>Arguments advanced by learned counsel for the respondents is contradictory and it does not find place in the counter affidavit.</p> <p>Learned counsel for the respondents prays for and is granted two weeks time to file better counter affidavit and to being on record the correct facts.</p> <p>List this case on 08.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>It is clarified that no further time shall be granted to learned counsel for the respondents to file better affidavit on the date fixed.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

T.A. No. 24 of 2012

Yogendra Singh

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Ratnesh Chandra, learned counsel for the petitioner and Shri Namit Sharma, learned counsel for the respondents.</p> <p>This petition was filed in AFT Principal Bench, Delhi in the year 2011. Today prayer for adjournment has been made on behalf of learned counsel for the petitioner.</p> <p>Since the matter is very old, list this case on 10.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>It is clarified that no further adjournment shall be granted on the date fixed.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

T.A. No. 46 of 2016

Dhirendra Narayan Giri

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri O.P. Kushwaha, learned counsel for the petitioner and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Learned counsel for the petitioner prays for and is granted two weeks' further time to file supplementary rejoinder affidavit. This petition pertains to the year 2003 and the applicant is himself responsible for delaying the petition.</p> <p>List this case on 11.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1103 of 2018

Inre: O.A. No. Nil of 2018

Hari Om Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 1103 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 11 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 17.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 19.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1105 of 2018
Inre: O.A. No. Nil of 2018

Sant Ram Maurya
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 1105 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 11 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 09.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 20.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1111 of 2018
Inre: O.A. No. Nil of 2018

Smt Geeta Pal
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 1111 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 05 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 18.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 17.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 217 of 2018

Ramesh Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>Having heard learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file counter affidavit. Rejoinder, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 20.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

DY-No. 1030 of 2018

Inre: T.A. No. 290 of 2010

Ram Charan Kurmi

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record.</p> <p>Present: Shri R Chandra, learned counsel for the petitioner and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>DY- No. 1030 of 2018</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 19.04.2012 passed by this Court in T.A. No. 290 of 2010.</p> <p>As per stamp reporter's report, there is delay of 05 years, 10 month and 19 days in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal <u>shall</u> be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for grant of leave to appeal do not appear to be germane in view of the law laid down by the Hon'ble Supreme Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC.</p> <p><u>M.A. No 1049 of 2018</u></p> <p>This is an application under section 31 (1) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the applicant beyond the period of 30 days. Even otherwise also, we</p>

do not find any point of law of general public importance involved in the decision so as to grant leave to appeal.

Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also rejected.

(Air Marshal B.B.P. Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

RS/*

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1108 of 2018 with M.A. No. 1109 of 2018

Inre: O.A. No. 151 of 2018

Union of India & Others

By Legal Practitioner for Applicants

Applicants

Versus

Vajiullah Khan

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Dr Gyan Singh, learned counsel for the petitioner and Maj Salen Xaxa, Departmental representative.</p> <p><u>M.A. No. 1108 of 2018</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 15.03.2018 passed by this Court in O.A. No. 151 of 2018.</p> <p>As per stamp reporter's report, there is delay of 02 days in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal <u>shall</u> be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for grant of leave to appeal do not appear to be germane in view of the law laid down by the Hon'ble Supreme Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC in which the Hon'ble Supreme Court has observed as under:</p> <p><i>“Condonation of delay is an exception and should not be used as an anticipated benefit for government departments” and since “the claim on account of impersonal machinery and inherited bureaucratic methodology of making several notes cannot be accepted in view of</i></p>

the modern technologies being used and available. The law of limitation undoubtedly binds everybody including the Government.”

The Hon’ble Supreme Court further observed as under :

“Since the person(s) concerned were well aware or conversant with the issues involved including the prescribed period of limitationThey cannot claim that they have a separate period of limitation when the Department was possessed with competent persons familiar with court proceedings”.

In view of the decision of the Hon’ble Supreme Court in the aforesaid case, the application for condonation of delay cannot be entertained and it is hereby rejected.

M.A. No 1109 of 2018

This is an application under section 31 (1) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the applicant beyond the period of 30 days. Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also liable to be rejected.

Even otherwise also we do not find any point of law of general public importance involved in the decision so as to grant leave to appeal. Accordingly, this application is also rejected.

(Air Marshal B.B.P. Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

RS/*

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1110 of 2018

Inre: O.A. No. 541 of 2017

Vijay Malik

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Dr Gyan Singh, learned counsel for the applicant and Maj Salen Xaxa, Departmental representative.</p> <p><u>M.A. No. 1110 of 2018</u></p> <p>By means of this application respondents prays for two months further time for compliance of this Tribunal order dated 22.11.2017.</p> <p>In the interest of justice, one month time is granted for the said purpose.</p> <p>List this case on 22.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

O.A. No. 87 of 2016

Diwan Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></p> <p>Orders pronounced. For orders, see my order of date passed on the separate sheets.</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 705 of 2018

Inre: O.A. No. Nil of 2018

Lt Col CN Tembe (Retd) & others

Applicants

By Legal Practitioner for Applicants

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col RA Pandey (Retd), learned counsel for the applicants and Shri Ramesh Chandra Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file objection on the application for condonation of delay in the Registry during the course of the day.</p> <p>List this case on 12.07.2018 for orders, showing the name of Shri Ramesh Chandra Shukla as learned counsel for the respondents.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Dy No.1394 of 2017 with M.A.No. 1357 of 2017
Inre: O.A. No. Nil of 2017

Rajnyak Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and S/Shri RKS Chauhan and DC Lohumi, learned counsel for the respondents.</p> <p>Shri DC Lohumi, learned counsel for the respondent no.4 Bank, prays for and is granted four weeks' time to file counter affidavit.</p> <p>List this case on 22.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Ex. A. No. 33 of 2017
Inre: T.A. No. 158 of 2010

Prem Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the petitioner and Shri Amit Sharma, learned counsel for the respondents.</p> <p><u>Ex. A. No. 33 of 2017</u></p> <p>This is an application for execution of the order dated 08.09.2016 passed in T.A.No. 158 of 2010.</p> <p>Learned counsel for the respondents prays for and, as a last opportunity, is granted six weeks' time to file compliance report.</p> <p>List this case on 20.07.2018 for orders.</p> <p>On the said date, compliance report shall be filed by the learned counsel for the respondents, failing which the respondents shall have to pay cost of Rs.25,000/-.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Ex. A. No. 206 of 2017 with M.A.No. 1061 of 2018

Inre: O.A. (A) No. 314 of 2015

Shiv Ram Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendar Kumar Singh, learned counsel for the applicant and Shri Asheesh agnihotri, learned counsel for the respondents.</p> <p><u>M.A.No. 1061 of 2018</u></p> <p>Progress/Compliance report filed by the learned counsel for the respondents is taken on record. M.A. stands disposed of.</p> <p><u>Ex. A. No. 206 of 2017</u></p> <p>This is an application for execution of the order dated 26.05.2017 passed in O.A. (A) No. 314 of 2015.</p> <p>It is admitted by the learned counsel for the applicant that in pursuance of the order under execution, the applicant has been reinstated in service on 07th February 2018, but neither the back wages nor the arrears of salary has been paid to the applicant.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to seek instructions and to ensure complete compliance of the order under execution.</p> <p>List this case on 18.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Ex. A. No. 46 of 2018

Inre: O.A. No. 117 of 2016

Smt Rekha Nagarkoti

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendar Kumar Singh, learned counsel for the applicant and Shri Mohd Zafar Khan, learned counsel for the respondents.</p> <p><u>Ex. A. No. 46 of 2018</u></p> <p>This is an application for execution of the order dated 12.09.2017 passed in O.A. No. 117 of 2016.</p> <p>Learned counsel for the respondents submits that in compliance of the order under execution, the Government has accorded necessary sanction on 13.04.2018 and the order shall be complied with within a short time. A copy of the Government sanction order has been provided to the learned counsel for the applicant.</p> <p>List this case on 02.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A.No. 185 of 2017

with M.A.No. 980 of 2018, M.A.No. 985 of 2018 & M.A.No. 607 of 2017

Inre: O.A. No. Nil of 2017

Ganesh Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VK Pandey, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents.</p> <p><u>M.A.No. 980 of 2018</u></p> <p>By means of this application for amendment, the applicant has made the prayer to amend the prayer clause to the effect that the opposite parties be directed to grant the benefits of ACP/MACPs in place of disability pension.</p> <p>Since it does not change the nature of the O.A., therefore, this application is allowed. Learned counsel for the applicant is directed to carry out necessary amendments in the prayer clause of the O.A. within a week.</p> <p><u>M.A.No. 607 of 2017</u></p> <p>Objection filed by the learned counsel for the respondents on the application for condonation of delay is taken on record. M.A. stands disposed of.</p> <p><u>M.A.No. 985 of 2018</u></p> <p>Supplementary replication to the objection filed by the learned counsel for the applicant is taken on record. M.A. stands disposed of.</p> <p><u>M.A.No. 185 of 2017</u></p> <p>This is an application for condonation of delay in filing the O.A.</p> <p>The matter relates to the grant of ACP/MACPs, which is a recurring cause of action.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it</p>

is a fit case for admission.

Admit.

Let the case be registered as O.A.

Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.

List this case on **12.07 2018** for orders.

(Air Marshal B.B.P. Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

PKG

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A.No. 2162 of 2017 with M.A.No. 702 of 2018

Inre: O.A. No. Nil of 2017

Brig LV Ramakrishna (Retd)
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col RA Pandey, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents.</p> <p>Today the case was listed for filing reply on the objection filed by the learned counsel for the respondents on the application for condonation of delay.</p> <p>Learned counsel for the respondents has raised oral objection on the point of maintainability of the instant O.A. on the ground of lack of territorial jurisdiction.</p> <p>It is submitted that Applicant Brig LV Ramakrishna (Retd) is a retired Army Officer and he is settled in Hyderabad . No cause of action in the instant case has arisen within the territorial jurisdiction of this Regional Bench of AFT, therefore, this O.A. is not maintainable in this Tribunal.</p> <p>Per contra, learned counsel for the applicant has submitted that the applicant has made a prayer for fixation of his correct pay w.e.f. 01.01.1986. Therefore, the said matter comes within the jurisdiction of PCDA (P), Allahabad. During the course of arguments, learned counsel for the applicant has submitted that he has filed the orders of the PCDA (P), Allahabad, which shows that the applicant is aggrieved by the order passed by the PCDA (P), Allahabad.</p> <p>Before proceeding further, we would like to reproduce Rule 6 of the Armed Forces Tribunal (Procedure) Rules, 2008, which reads as under :</p> <p><i>“6. Place of filing application.</i></p> <p>—</p> <p><i>(1) An application shall ordinarily be filed by the applicant with the Registrar of the Bench within whose jurisdiction—</i></p> <p><i>(i) the applicant is posted for the time being, or was last posted or attached; or</i></p>

(ii) where the cause of action, wholly or in part, has arisen:

Provided that with the leave of the Chairperson the application may be filed with the Registrar of the Principal Bench and subject to the orders under section 14 or section 15 of the Act, such application shall be heard and disposed of by the Bench which has jurisdiction over the matter.

(2) Notwithstanding anything contained in sub-rule (1), a person who has ceased to be in service by reason of his retirement, dismissal, discharge, cashiering, release, removal, resignation or termination of service may, at his option, file an application with the Registrar of the Bench within whose jurisdiction such person is ordinarily residing at the time of filing of the application.”

Since the applicant is a retired Army Officer, therefore, ordinarily this O.A. has to be filed within the territorial jurisdiction of the AFT, where he is residing after his retirement, but it is also true that such an OA is maintainable before the Regional Bench of the AFT, where the cause of action has arisen wholly or in part. By means of this O.A., the applicant has prayed to quash an order dated 31.07.2017, which is issued by the Office of the Principal Controller of defence Account (Officers), Golibar Maidan, Pune. Thus, the applicant is aggrieved by the order passed by the Office of the Principal Controller of defence Account (Officers), Golibar Maidan, Pune. Admittedly, the said office does not stand within the territorial jurisdiction of this Tribunal.

Learned counsel for the applicant has drawn our attention towards Page no.67 which has been filed alongwith the O.A. On the strength of this letter, it is submitted that PCDA (P), Allahabad has also passed an order. Since PCDA (P), Allahabad comes within the territorial jurisdiction of this Tribunal, therefore, the O.A.is maintainable before this Regional Bench. A perusal of the said letter shows that it was an information given under the RTI Act in respect of the applicant and its body reads as under :

“In reference to Hon’ble Supreme Court judgment dated 04/09/2012 revision of Pension is carried out based on LPC cum datasheet received from the office of the Pr. CDA (O), Pune. Since no LPC cum datasheet in favour of Brig. L.V.Ramakrishna has been received from office of Pr.CDA(O), Pune officer may be advised to contact with office of the Pr. CDA(O), Pune for better appreciation of the case.

There are no comments to offer against the queries raised by the office vide RTI letter dt.22/05/2017.”

Thus, the aforesaid information obtained by the applicant through the PCDA (P), Allahabad is not an order, but an information

given to him that he should contact the Office of the Principal Controller of defence Account (Officers), Golibar Maidan, Pune for better appreciation of his case. Thus, by no stretch of imagination, it can be presumed that any cause of action or any part of cause of action has arisen within the territorial jurisdiction of this Tribunal.

Accordingly, this O.A. is not maintainable before this Tribunal and it is accordingly **dismissed** as not maintainable.

Leave is granted to the applicant to file the O.A. before the appropriate forum.

(Air Marshal B.B.P. Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

PKG

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

COURT NO.1

O.A. No. 18 of 2011

Satyavir Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Judgment pronounced. Original Application No. 18 of 2011 is partially allowed. For orders, see our judgment and order of date passed on separate sheets.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>MH/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 836 of 2017

Inre: O.A. No. Nil of 2017

Ganga Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri DS Kauntae, learned counsel for the applicant and Ms Appoli Srivastava, learned counsel for the respondents.</p> <p>In pursuance of the Court order dated 15.01.2018, learned counsel for the applicant has not filed reply to objection on the application for condonation of delay.</p> <p>Learned counsel for the respondents submits that the applicant has submitted his unwillingness certificate for Havaldar to Naib Subedar promotion cadre.</p> <p>On the contrary, learned counsel for the applicant submits that unwillingness certificate is fabricated and appeal against it has already been preferred before the competent authority but the same is not on record.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to bring on record the same and also file reply to objection filed on behalf of respondents against application for condonation of delay.</p> <p>As prayed by learned counsel for the applicant, list this case on 07.08.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1838 of 2017 with M.A. No. 578 of 2018

Inre: O.A. No. Nil of 2017

Bhupendar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri DS Kauntae, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p><u>M.A. No. 578 of 2018</u></p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents is taken on record. Accordingly, aforesaid M.A. stands disposed of.</p> <p>Learned counsel for the applicant does not intend to file reply to the aforesaid objection.</p> <p><u>M.A. No. 1838 of 2017</u></p> <p>The matter pertains to grant of battle casualty/war injury pension, which is a recurring cause of action.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>As prayed by the applicant, list this case on 07.08.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 9 of 2018

Inre: O.A. No. 294 of 2017

Hind Pal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>EX-A. No. 9 of 2018</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 30th August 2017 passed in O.A. No. 294 of 2017 within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued and a copy of the same has been provided to the learned counsel for the applicant today in the Court.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 959 of 2017

Inre: O.A. No. Nil of 2017

Mahananda Rath

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Maj Salen Xaxa, Departmental Representative None present for both parties. In the interest of justice, case is adjourned for the day. List this case on 12.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1135 of 2017
Inre: O.A. No. Nil of 2017

Jitendra Pal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Maj Salen Xaxa, Departmental Representative None present for both parties. In the interest of justice, case is adjourned for the day. List this case on 12.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1796 of 2017 with M.A. No. 800 of 2018

Inre: O.A. No. Nil of 2017

Surendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri DS Kauntae, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents.</p> <p><u>M.A. No. 800 of 2018</u></p> <p>Objection on delay condonation application filed by learned counsel for the respondents is taken on record. M.A. aforesaid stands disposed of.</p> <p>Learned counsel for the applicant prays for and is granted six weeks' time to file reply to objection filed by learned counsel for the respondents.</p> <p>List this case on 07.08.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1836 of 2017 with M.A. No. 915 of 2018

Inre: O.A. No. Nil of 2017

Jugendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri DS Kauntae, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 915 of 2018</u></p> <p>Objection on the application for condonation of delay filed by the learned counsel for the respondents is taken on record. M.A. aforesaid stands disposed of.</p> <p>Learned counsel for the applicant doesn't intend to file reply to objection filed by learned counsel for the respondents.</p> <p>The cause shown in the affidavit filed in support of the application for condonation of delay seems to be justified.</p> <p>Accordingly, the application is allowed and the delay in filing the Original Application is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A No. 229 of 2018.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

DY-No. 1400 of 2017

Inre: O.A. No. Nil 2017

Rajendra Singh Indolia

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri DS Kauntae, learned counsel for the petitioner and Mrs Appoli Srivastava, learned counsel for the respondents.</p> <p>In this case, there is a dispute whether the learned counsel for the applicant has filed application for condonation of delay or not? As per office report, the same has not been filed. Learned counsel for the applicant submits that he has filed application for condonation of delay, but the same is not on record.</p> <p>Office is directed to report whether any application for condonation of delay in this case has been filed or not?</p> <p>On the request of the learned counsel for the applicant, list this case on 07.08.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 77 of 2017

Inre: O.A. No. 232 of 2015

Chander Pal

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Mrs Deepti P Bajpai, learned counsel for the respondents.</p> <p><u>EX-A. No. 77 of 2017</u></p> <p>This is an application for execution of the order dated 17th December 2016 passed in O.A.No. 232 of 2015.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued, a copy of which has been provided to the learned counsel for the applicant during course of hearing. Another copy of the PPO is taken on record.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of communication/ presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 101 of 2017 with M.A. No. 16 of 2018

EX-A. No. 40 of 2013 &

Inre: O.A. No. 332 of 2012

Ram Sajiwan Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shyam Bihari Tiwari, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p><u>EX-A. No. 101 of 2017</u></p> <p>Learned counsel for the respondents has filed a copy of the letter dated 15th September 2017. Learned counsel for the respondents submits that in pursuance of the aforesaid policy, the PPO issued in favour of the applicant is absolutely correct, a copy of the same has been provided to the learned counsel for the applicant, who may file his objection, if any.</p> <p>List this case on 14.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 119 of 2017

Inre: O.A. No. 215 of 2013

Pooja Devi

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KK Misra, learned counsel for the applicant and Mrs Deepti P Bajpai, learned counsel for the respondents.</p> <p><u>EX-A. No. 119 of 2017</u></p> <p>Learned counsel for the respondents submits that in compliance of the order under execution, the Government has accorded sanction and requisite PPO shall be issued within a short time.</p> <p>List this case on 03.07.2018 for orders.</p> <p>Meanwhile, compliance report may be filed by the learned counsel for the respondents.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 139 of 2017

Inre: T.A. No. 1283 of 2010

Inderjeet Kumar

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri R Chandra, Advocate on behalf of the petitioner is taken on record. His name be shown as learned counsel for the petitioner, when the case is next listed.</p> <p>Present: Shri R Chandra, learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>EX-A. No. 139 of 2017</u></p> <p>Learned counsel for the respondents submits that in compliance of the order under execution, the Government has accorded sanction.</p> <p>Learned counsel for the petitioner submits that his client has received a phone call from the Helpline of the Department that they are sending the documents to the petitioner, which are required to be returned after signing the same. It is said by the learned counsel for the petitioner that the required documents have not yet been received by the petitioner.</p> <p>List this case on 25.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 143 of 2017

Inre: O.A. No. 166 of 2017

Smt Neelam Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Angrej Nath Shukla, learned counsel for the applicant and Mrs Anju Singh, learned counsel for the respondents.</p> <p><u>EX-A. No. 143 of 2017</u></p> <p>By means of this application for execution of the order, the competent authorities/respondents were directed to look into the matter and decide the application of the applicant for appointment on compassionate grounds, in accordance with law, by passing a reasoned and speaking order within a period of two months from the date of presentation of a certified copy of the order.</p> <p>It is submitted by the learned counsel for the respondents that the claim of the applicant for appointment on compassionate grounds shall be considered as and when the Board for the same is held and its out-come will be intimated to the applicant thereafter.</p> <p>List this case on 10.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 148 of 2017

Inre: O.A. No. 35 of 2016

Jitendra Pratap Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None appeared for the applicant. Dr Chet Narain Singh, learned counsel for the respondents.</p> <p><u>EX-A. No. 148 of 2017</u></p> <p>Learned counsel for the respondents submits that the order under execution has been complied with and the requisite PPO has been issued.</p> <p>List this case on 24.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 160 of 2017

Inre: M.A. No. 883 of 2017 &

Inre: O.A. No. Nil of 2017

Anju Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None appeared for the applicant. Shri Kaushik Chatterjee, learned counsel for the respondents.</p> <p><u>EX-A. No. 160 of 2017</u></p> <p>This is an application for execution of the order dated 24.05.2017 passed in M.A.No. 883 of 2017 (O.A.No. Nil of 2017).</p> <p>By means of the order under execution, the appellate authority was directed to decide the pending appeal of the applicant within two months from the date of receipt of statutory appeal at his end in accordance with law by passing a reasoned and speaking order. Liberty was given to the applicant to submit copy of the present O.A. alongwith the statutory appeal and the appellate authority shall look into the grounds raised by the applicant in the present O.A. while discharging the statutory obligations and deciding the appeal.</p> <p>Learned counsel for the respondents has filed a copy of the order dated 10th December 2017 passed by the competent authority, whereby the statutory appeal of the applicant has been rejected.</p> <p>Since the order under execution has been complied with in its letter and spirit, this Execution Application has become infructuous and the same is dismissed as infructuous.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1099 of 2018
Inre: O.A. No. Nil of 2018

Prabhu Dayal
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 1099 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 08 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 16.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1100 of 2018
Inre: O.A. No. Nil of 2018

Lal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri GS Sikarwar, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri GS Sikarwar, learned counsel for the respondents.</p> <p><u>M.A. No. 1100 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 08 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 16.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1101 of 2018
Inre: O.A. No. Nil of 2018

Babu Ram

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri RC Shukla, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri RC Shukla, learned counsel for the respondents.</p> <p><u>M.A. No. 1101 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 08 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 16.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1112 of 2018
Inre: O.A. No. Nil of 2018

Amar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Mrs Deepti P Bajpai, Advocate on behalf of the respondents is taken on record. Her name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Mrs Deepti P Bajpai, learned counsel for the respondents.</p> <p><u>M.A. No. 1112 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 08 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 17.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted three weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 17.05.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-A. No. 12 of 2018

Inre: O.A. No. 149 of 2013

Smt Munni Devi

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Om Prakash Kushwaha, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' further time to file compliance report, because he has not received the instructions.</p> <p>List this case on 04.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 507 of 2017 with M.A. No. 1225 of 2017

Inre: O.A. No. Nil of 2017

Dinesh Chandra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri SK Singh, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that in compliance of the order dated 03rd November 2017, he shall file better affidavit during course of the day in the Registry.</p> <p>List this case on 15.05.2018 for orders.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 962 of 2017

Inre: O.A. No. Nil of 2017

Avtarnath

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None is present on behalf of the applicant. Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 962 of 2017</u></p> <p>In this case, even after availing several opportunities to file objection on the application for condonation of delay, the respondents have failed to file the same. On the last date, it was submitted on behalf of the respondents that he shall file the objection during the course of the day in the Registry, but as per office report dated 19th April 2018, the same has not been filed. This is a very sorry state of affairs on the part of the respondents in unnecessarily delaying the disposal of the case. Hence, we hereby close the opportunity to file the objection on the application for condonation of delay.</p> <p>Accordingly, the application for condonation of delay is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>By means of this O.A., the applicant has prayed for grant of MACP for Havaldar from 01st Sept 2008, which is a recurring cause of action. The matter needs adjudication.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 20.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1058 of 2017
Inre: O.A. No. Nil of 2017

Pratap Narayan Chaubey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None is present on behalf of the applicant. Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file objection on the application for condonation of delay in the Registry during course of the day, after providing a copy of the same to the learned counsel for the applicant.</p> <p>List this case on 04.07.2018 for orders.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1265 of 2017
Inre: O.A. No. Nil of 2017

Radhey Shyam

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KK Misra, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file objection on the application for condonation of delay in the Registry during course of the day, after providing a copy of the same to the learned counsel for the applicant.</p> <p>List this case on 04.07.2018 for orders.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1790 of 2017 with M.A. Nos. 1031 & 1030 of 2018

Inre: O.A. No. Nil of 2017

PN Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri BP Dubey, learned counsel for the applicant and Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>M.A. Nos. 1031 & 1030 of 2018</u></p> <p>Rejoinder and preliminary rejoinder affidavits filed by the learned counsel for the applicant is taken on record. M.As. stand disposed of.</p> <p><u>M.A. No. 1790 of 2017</u></p> <p>Heard learned counsel for the parties on the application for condonation of delay.</p> <p>Earlier T.A.No. 1050 of 2010 has already been decided vide order dated 23rd November 2015. This is second round of litigation. Perusal of the earlier record is necessary.</p> <p>List this case on 03.07.2018 for orders alongwith the records of T.A.No. 1050 of 2010 decided on 23.11.2015.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1802 of 2017
Inre: O.A. No. Nil of 2017

Ashok Kumar Tiwari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None is present on behalf of the applicant. Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>Shri PN Chaturvedi, learned counsel for the applicant has expired.</p> <p>Let administrative notice be sent to the applicant to make alternative arrangement.</p> <p>List this case on 20.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 210 of 2018

Inre: O.A. No. Nil of 2018

Uma Shankar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri SAG Ali Rashidi, learned counsel for the applicant and Dr. SN Pandey, learned counsel for the respondents.</p> <p><u>M.A. No. 584 of 2018</u></p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents is taken on record. Accordingly, aforesaid M.A. stands disposed of.</p> <p>Learned counsel for the applicant does not intend to file reply to the aforesaid objection.</p> <p><u>M.A. No. 32 of 2018</u></p> <p>The matter relates to grant the benefits of rounding off of disability pension form 30% to 50%, which is a recurring cause of action.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 415 of 2018

Inre: O.A. No. Nil of 2018

Satish Chand

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Satish Chandra , learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 815 of 2018
Inre: T.A. No. 51 of 2017

Rajeshwar Ram
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Om Prakash , learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 822 of 2018

Inre: O.A. No. Nil of 2018

Mahesh Chandra Sharma

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri PK Khare, learned counsel for the applicant and Ms. Deepti P Bajpai, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

**M.A. No. 999 of 2018 Inre M.A. No. 2332 of 2017 with
M.A. No. 2357, 2339 & 2340 of 2017
Inre: T.A. No. 402 of 2010**

Smt Vidyawati(Deceased) Through Smt Sheela & Others
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 121 of 2015

Smt Priyanka Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Bhasker Pratap Dubey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 118 of 2017

Smt Rajwati Yadav

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Angrej Nath Shukla, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 232 of 2017

Surya Prakash

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Om Prakash, learned counsel for the applicant and Shri Kaushik Chatterjee, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 246 of 2017

Smt Anuradha Tewari

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Dr Shesh Narain Pandey, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 391 of 2017 with M.A. No. 548 of 2018 & M.A. No. 605 of 2018

Sunil Jain

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KK Misra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>List this case on2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. (A) No. 98 of 2014

Subhash Chandra 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
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Col R.N. Singh (Retd) & Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Heard learned counsel for the Applicant. He has filed synopsis.</p> <p>The learned counsel for the Applicant argued the case at length. However, his arguments remained inconclusive today.</p> <p>List this case on 26.04.2018 for further hearing.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>MH/-</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
DY-No. 843 of 2018
Inre: O.A. No. Nil of 2018

Krishna Dayal Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>DY-No. 843 of 2018</u></p> <p>Defect pointed out by the Registry has not been removed by learned counsel for the applicant. Learned counsel for the applicant is directed to remove the defect by filing the delay condonation application within four weeks.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 17.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
DY-No. 844 of 2018
Inre: O.A. No. Nil of 2018

Lal Bahadur Tamang
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Ms Amrita Chakraborty, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Ms Amrita Chakraborty, learned counsel for the respondents.</p> <p><u>DY-No. 844 of 2018</u></p> <p>Defect pointed out by the Registry has not been removed by learned counsel for the applicant. Learned counsel for the applicant is directed to remove the defect by filing the delay condonation application within four weeks.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 17.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1114 of 2018
Inre: O.A. No. Nil of 2018

Prashant Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Asheesh Agnihotri, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Yash Pal Singh, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p><u>M.A. No. 1114 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 05 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 20.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1115 of 2018
Inre: O.A. No. Nil of 2018

Ramvir Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Dinesh Kumar Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Dinesh Kumar Pandey, learned counsel for the respondents.</p> <p><u>M.A. No. 1115 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 14 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 17.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1118 of 2018
Inre: O.A. No. Nil of 2018

Yusuf Mohmed

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Bhanu Pratap Singh, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri KK Misra, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 1118 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 19 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 23.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 19.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1119 of 2018
Inre: O.A. No. Nil of 2018

Lt Col Daljeet Singh (Retd) & Others
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Namit Sharma, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Col RA Pandey (Retd), learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p><u>M.A. No. 1119 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 01 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 19.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 12.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
M.A. No. 1120 of 2018
Inre: O.A. No. Nil of 2018

Jaggan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Mrs Anju Singh, Advocate on behalf of the respondents is taken on record. Her name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri KK Misra, learned counsel for the applicant and Mrs Anju Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 1120 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 21 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 17.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 19.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 230 of 2018

Shive Govind Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Rajiv Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Having heard learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted six week's time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two week's thereafter.</p> <p>List this case on 20.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

EX-No. 69 of 2018

Inre: T.A. No. 14 of 2017

Jai Ram Pal

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri PK Shukla, learned counsel for the petitioner and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>EX-No. 69 of 2018</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 25.09.2017 passed in T.A. No. 14 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to seek instructions and show cause as to why the aforesaid order of the Tribunal has not been complied with.</p> <p>List this case on 10.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
EX-No. 70 of 2018
Inre: O.A. No. 155 of 2014

Sita Ram

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>EX-No. 70 of 2018</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 05.10.2017 passed in O.A. No. 155 of 2014.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to seek instructions and show cause as to why the aforesaid order of the Tribunal has not been complied with.</p> <p>List this case on 10.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
EX-No. 71 of 2018
Inre: T.A. No. 35 of 2016

Smt Parvati Devi & Others
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Kaushik Chatterjee, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R Chandra, learned counsel for the petitioner and ShriKaushik Chatterjee, learned counsel for the respondents.</p> <p><u>EX-No. 71 of 2018</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 10th January 2012 passed in T.A. No. 35 of 2016 This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 09.11.2017 passed in T.A. No. 35 of 2016.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to seek instructions and show cause as to why the aforesaid order of the Tribunal has not been complied with.</p> <p>List this case on 10.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1113 of 2018

Inre: O.A. No. 597 of 2017

Narendra Nath Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Shyam Singh, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R Chandra, Advocate holding brief of Ms Kavita Singh, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p>Shri R Chandra, appeared on behalf of learned counsel for the applicant states that Ms Kavita Singh is out of station and he prays for adjournment of the case. Accordingly, case is adjourned for the day.</p> <p>List this case on 09.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1116 of 2018 with M.A. No. 1117 of 2018

Inre: O.A. No. 176 of 2012

Laxman Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R Chandra, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>MA. No. 1116 & 1117 of 2018</u></p> <p>Shri PN Chaturvedi, learned counsel for the petitioner filed these applications for recall of the order dated 08.02.2017 alongwith condonation of delay application which is delayed by 03 years, 04 months and 04 days and taken on record.</p> <p>Learned counsel for the respondents prays for and granted four weeks' time to file objection on the application for delay condonation for recall of the order filed by learned counsel for the applicant.</p> <p>List this case on 16.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 707 of 2017

Eshob SK

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Somesh Tripathi, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>It is informed at the Bar that counter affidavit is under preparation and it shall be filed during the course of the day in the Registry. a copy of the same has already been provided to the learned counsel for the applicant.</p> <p>List this case on 21.05.2018 for orders.</p> <p>Meanwhile, rejoinder affidavit may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 709 of 2017

Krishna Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file the counter affidavit in the Registry during the course of the day. However, he has also submitted that in order to bring the medical papers of the applicant, he shall also file supplementary counter affidavit.</p> <p>List this case on 17.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 16 of 2018

Shishu Pal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri Ashish Saxena, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has received the parawise comments and will file the counter affidavit within two weeks.</p> <p>List this case on 22.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 17 of 2018

Awdesh Kumar Yadav

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VK Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Today is the date fixed for filing objection on the application for condonation of delay, but there is no report by the office that the OA has been filed with delay.</p> <p>By means of this O.A., the applicant has challenged the order of rejection of his representation dated 13th December 2017 which is a recurring cause of action. The matter needs adjudication.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 23.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 52 of 2018

Mahtab Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri PK Khare, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has received the parawise comments and will file the counter affidavit within four weeks.</p> <p>List this case on 02.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 122 of 2018 with M.A. No. 1070 of 2018

Anant Bahadur Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents.</p> <p>Counter affidavit filed by the learned counsel for the respondents is taken on record, after serving a copy of the same to the learned counsel for the applicant, who does not intend to file any rejoinder affidavit.</p> <p>Heard.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 143 of 2018 with M.A. No. 1077 of 2018 and M.A. No. 744 of 2018

Kali Kishore

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Shri Anju Singh, learned counsel for the respondents.</p> <p>Counter affidavit filed by the learned counsel for the respondents is taken on record, after serving a copy of the same to the learned counsel for the applicant, who does not intend to file any rejoinder affidavit.</p> <p>Heard.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 617 of 2017

With MA 2273 of 2017 & MA No. 1132 of 2018

Brig Dinesh Kumar Ahluwalia

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u></p> <p><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present:- Shri Mukund Tewari and Shri Virat Anand Singh, learned counsel for the applicant, Dr Shailendra Shama Atal and Shri Sunil Sharma, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p><u>M.A.No. 625 of 2018</u></p> <p>This is an application moved on behalf of the applicant, praying for abatement of the proceedings in respect of respondent no. 5.</p> <p>Learned counsel for the applicant submits that now the applicant does not intend to press this application and the same may be dismissed as not pressed.</p> <p>Accordingly, this application is dismissed as not pressed.</p> <p><u>M.A.No. 624 of 2018</u></p> <p>This is an application moved by the applicant for amendment of the OA.</p>

Heard learned counsel for the parties on this application and also considered the reply to it filed on behalf of the respondents.

By means of this application, the applicant wants to bring on record certain developments which have taken place during pendency of this case.

Prayer clause no. f(ii) in particular has been objected to by the respondents. The submission is that this prayer does not survive as the applicant has made a prayer for quashing of the proceedings of Selection Board dated 21.04.2017 which have already been annulled.

Learned counsel for the applicant concedes that the said prayer clause f(ii) does not survive and submits that so far amendment with regard to prayer clause no. f(ii) is concerned, the same be treated as not pressed.

In view of above, this amendment application is allowed except the prayer clause no. f(ii). The applicant shall incorporate the amendment in the OA within a period of one week. The respondents may file counter affidavit, if any, to the amended portion of the OA within two weeks thereafter.

M.A.No. 1132 of 2018

This is an application for substitution, to bring Abha Singh, legal heir of respondent no. 5 late Maj Gen Devendra Singh on record.

By means of this OA, the promotion of respondent no. 5 was challenged. The outcome this OA may affect the interest of the legal heir of respondent no. 5, hence she (Abha Singh) is a necessary party.

Accordingly, the application is allowed. Necessary steps for substitution of legal heir of respondent no. 5 be taken within a week. Counter affidavit, if any, may be filed on her behalf within a week.

List this case for hearing on 14.05.2018.

Copy of this order be provided to the respondents on usual charges, if possible, today.

(Air Marshal BBP Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

LN/

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

R.A. No. 27 of 2018

With MA No. 937 of 2018 in Re: OA No. 46 of 2017

Union of India and others

Applicants

By Legal Practitioner for the Applicant

Versus

Maj BS Rawat (Retd)

Respondent

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2018</u></p> <p><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present:- Shri Namit Sharma, assisted by Maj Salen Xaxa, OIC Legal Cell for the applicants.</p> <p>None for the respondent.</p> <p>This is an application for review of the Tribunal's order dated 30.08.2017, whereby the OA was allowed and the following order was passed:</p> <p><i>“Accordingly the O.A is allowed. The impugned orders passed by the respondents are set aside. The respondents are directed to grant disability pension to the applicant @ 40% for two years, which would stand rounded off to 50% for life from the date of discharge. The respondents are further directed to refer the applicant's case to Re-Survey Medical Board for further entitlement of disability pension. The respondents are further directed to give effect to this order within a period of four months from the date of receipt of a certified copy of this order. In case the respondents failed to give effect to this order within the stipulated time, they will</i></p>

have to pay interest @ 9% on the amount accrued from due date till the date of actual payment.”

Learned counsel for the review applicants submits that the respondent was discharged from service on 25.06.1989. He was granted disability pension for two years from the date of discharge at the rate of 40% and the benefit of rounding off has also been given to him in the order under review. It is submitted that for the aforesaid period, the benefit of rounding off could not have been given to him, as at that time the Policy of rounding off was not even introduced.

We find force in the submission made on behalf of the review-applicants. The Policy of rounding off came into being on 01.01.1996. Thus, there is an error apparent on the face of record.

Therefore, we allow this application and direct the respondents to grant disability pension to the applicant at the rate of 40% for two years from the date of discharge.

Learned counsel for the review applicants informs that necessary sanction for remaining part of the order under review i.e. conduct of RSMB has been granted and the same shall be expedited.

(Air Marshal BBP Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

LN/

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1874 of 2016 with M.A. No. 1875 of 2016

In Re: O.A. No. 294 of 2015

Yogendra 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
	<p><u>24.04.2018</u></p> <p><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present:- Shri OP Kushwaha, holding brief of Shri SC Yadav, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The case was taken up in the revised list.</p> <p>Counter affidavit has already been filed on the last date. Learned counsel for the applicant prays for time to file rejoinder affidavit.</p> <p>List this case for orders on 03.07.2018. The applicant may file rejoinder affidavit in the meantime.</p> <p>(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>LN/</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 2323 of 2017 with M.A. No. 2338 of 2017

In Re: O.A No. 300 of 2012

Raghvendra Nath 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
	<p><u>24.04.2018</u></p> <p><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: - Wg Cdr Ajit Kakkar (Retd), learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The case was taken up in the revised list.</p> <p><u>M.A.No. 2323 of 2017</u></p> <p>This is an application for recall of the order dated 14.09.2010, whereby the OA was dismissed for non-prosecution.</p> <p>Case called out again. None responds for the applicant.</p> <p>The restoration application is dismissed for want of prosecution.</p> <p>(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>LN/</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 121 of 2015

Smt. Priyanka 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
	<p><u>24.04.2018</u></p> <p><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present:- Shri Bhasker Pratap Dubey), learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The case was taken up in the revised list.</p> <p>Learned counsel for the respondents submits that he shall file counter affidavit in the Registry of the Tribunal during the course of the day. He has provided a copy thereof to the counsel for the applicant, who prays for time to file rejoinder affidavit.</p> <p>List this case for orders on 10.05.2018. Rejoinder affidavit, if any, may be filed by the applicant in the meantime.</p> <p>(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>LN/</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

DY. No. 884 of 2018

Inre: O.A. No. Nil of 2018

Gurinder Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Ms. Appoli Srivastava, Advocate on behalf of the respondents is taken on record. Her name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Ms. Appoli Srivastava, learned counsel for the respondents.</p> <p>None appears on behalf of the applicant nor defects have been removed even after two opportunities were allowed by the Registry.</p> <p>For interest of justice, the case is passed over for the day.</p> <p>List this case on 16.05.2018 for orders.</p> <p>Meanwhile, defects notified by the Registry may be removed by the applicant's counsel.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A.. No. 975 of 2018
Inre: O.A. No. Nil of 2018

Devendra Kumar Sharma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is listed next.</p> <p>Present: Shri Lal Chandra Sahu, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 975 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 14 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 22.03.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted four weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks', thereafter.</p> <p>List this case on 09.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1127 of 2018
Inre: O.A. No. Nil of 2018

Dip Chand Teli
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Pushp Raj Singh, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p><u>M.A. No. 1127 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 08 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 23.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted four weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks', thereafter.</p> <p>List this case on 10.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1128 of 2018
Inre: O.A. No. Nil of 2018

Ashok Kumar Srivastava
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Adesh Kumar Gupta, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri SG Singh, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents.</p> <p><u>M.A. No. 1128 of 2018</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by more than 11 years. Copy of this application has been served upon the learned Standing Counsel for the respondents on 23.04.2018.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted four weeks' time to file objection on the delay condonation application. Replication, if any, may be filed by the learned counsel for the applicant within two weeks', thereafter.</p> <p>List this case on 11.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 232 of 2018

Rahul Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Mohd. Zafar Khan, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Sudhir Kumar Singh, learned counsel for the applicant and Mohd. Zafar Khan , learned counsel for the respondents.</p> <p>By means of this O.A., the applicant has challenged the discharge order. The case needs adjudication.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file counter affidavit.</p> <p>Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within a week, thereafter.</p> <p>List this case on 15.05.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 233 of 2018

Col Anil Kumar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Namit Sharma, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is listed next.</p> <p>Present: Shri Mukund Tewari, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>By means of this original application, applicant has made prayer to lift the DV Ban dated 6.10.2015 because of the pendency of a criminal case in the C.B.I. Court. He has not filed the copy of the F.I.R. He is directed to file copy of the F.I.R. and Charge-sheet of the case.</p> <p>There is a serious objection raised by the counsel for respondents that in this case a sealed covered procedure is to be followed in the promotion of the applicant and as per policy, the DV Ban can only be lifted after decision of the pending case.</p> <p>List this case on 03.05.2018 for orders.</p> <p>Meanwhile, applicant shall file copy of the FIR and Charge-sheet of the case, in which he is facing trial. Learned counsel for the respondents may file objection on the point of maintainability of the O.A..</p> <p>Let a copy of this order be provided to learned counsel for the respondents within 24h free of cost.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1125 of 2018 with M.A. No. 1226 of 2018

(Inre: O.A. No. 275 of 2017)

Union of India & Others

By Legal Practitioner for Applicant

Applicant

Versus

Ram Bahadur Singh

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Sunil Sharma, learned counsel for the applicant.</p> <p><u>M.A. No. 1125 of 2018</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 27.02.2018, passed by this Court in O.A. No. 275 of 2017.</p> <p>As per stamp reporter's report, there is delay of 23 days in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal shall be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for grant of leave to appeal do not appear to be germane in view of the law laid down by the Hon'ble Supreme Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC in which the Hon'ble Supreme Court has observed as under:</p> <p><i>“Condonation of delay is an exception and should not be used as an anticipated benefit for government departments” and since “the claim on account of impersonal machinery and inherited bureaucratic methodology of making several notes cannot be accepted in view of the modern technologies being used and</i></p>

available. The law of limitation undoubtedly binds everybody including the Government.”

The Hon'ble Supreme Court further observed as under :

“Since the person(s) concerned were well aware or conversant with the issues involved including the prescribed period of limitationThey cannot claim that they have a separate period of limitation when the Department was possessed with competent persons familiar with court proceedings”.

In view of the decision of the Hon'ble Supreme Court in the aforesaid case, the application for condonation of delay cannot be entertained and it is hereby rejected.

M.A. No. 1126 of 2018

This is an application under section 31 (1) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the petitioner beyond the period of 30 days. Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also liable to be rejected.

Even otherwise also, we find that the matter pertains to grant of disability pension but we do not find any point of law of general public importance involved in the decision so as to grant leave to appeal. Accordingly, this application is also rejected.

(Air Marshal B.B.P. Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

RPM/-

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No. 1131 of 2018
(Inre: M.A. No. 49 of 2016)

Surender Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Asheesh Agnihotri, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri SG Singh, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p><u>M.A. No. 1131 of 2018</u></p> <p>This Misc. Application has been filed by the applicant for recall of the order dated 11.04.2018, passed by this Tribunal, dismissing M.A. No. 49 of 2016 (Inre: O.A. No. Nil of 2016) for non-prosecution.</p> <p>We have gone through the affidavit filed in support of the recall application. The reasons shown in the affidavit seem to be genuine. Accordingly, the order dated 11.04.2018 is hereby recalled and the M.A. is restored to its original number, provided that the cost of Rs. 500/- to be deposited in the AFT, Bar Association, Lucknow within a period of ten days.</p> <p>List this case on 03.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) RPM/-</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 1043 of 2013

Ramu Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Rajesh Kumar Singh, learned counsel for the applicant and Ms Deepti P Bajpai, learned counsel for the respondents.</p> <p><u>M.A.No.Nil of 2018</u></p> <p>An application for amendment has been moved by the applicant on 08.01.2018, but after availing two opportunities and also last opportunity on 21.03.2018 granted to the learned counsel for the respondents to file objection, no objection has been filed by the learned counsel for the respondents. Hence, opportunity to file objection on the amendment application is hereby closed.</p> <p>Heard on Amendment application.</p> <p>By means of this amendment, the applicant has challenged his discharge and also prayed for amendment in prayer clause.</p> <p>Since it will not change the nature of the case, the Amendment Application is allowed.</p> <p>Let necessary amendments be incorporated within ten days.</p> <p>Learned counsel for the respondents may file counter affidavit with regard to amended portion of O,A.</p> <p>List this case on 06.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

**M.A.No. 204 of 2017
Inre O.A.No. 203 of 2013**

Pushkar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents.</p> <p>After recall of the order, the cost imposed by the Tribunal has been paid by the applicant.</p> <p>Learned ,counsels for the parties inform the Tribunal that the pleadings are complete.</p> <p>List this case on 09.07.2018 for hearing.</p> <p>On the date fixed, parties shall file compilation of case last and chart of events. Original record pertaining to the case may also be produced on the date fixed.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

**M.A.No. 989 of 2017
Inre O.A.No. Nil of 2017**

Lal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None appears for the applicant. Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Shri PN Chaturvedi, learned counsel for the applicant has expired.</p> <p>Let administrative notice be sent to the applicant to make alternative arrangement.</p> <p>List this case on 13.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 1428 of 2017 with M.A.No. 577 of 2018

Inre O.A.No. Nil of 2017

Nitesh Kumar Tiwari

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, Advocate holding brief of Shri Ravi Shanker Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Shri Virat Anand Singh, Advocate informs that Shri Ravi Shanker Pandey, learned counsel for the applicant has not come to the court and prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 06.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 1857 of 2017 with M.A.No. 407 of 2018

Inre O.A.No. Nil of 2017

Mahendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KK Misra, learned counsel for the applicant and Ms Anju Singh, learned counsel for the respondents.</p> <p><u>M.A.No. 407 of 2018</u></p> <p>Objection on the application for condonation of delay filed by the learned counsel for the respondents is taken on record. M.A. stands disposed of.</p> <p>List this case on 10.07.2018 for orders.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 55 of 2018

Inre O.A.No. Nil of 2018

Vijay Paul

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Ashish Kumar Singh, Advocate holding brief of Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Last opportunity is granted to the learned counsel for the respondents to file objection on the application for condonation of delay.</p> <p>List this case on 02.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 216 of 2018
Inre O.A.No. Nil of 2018

Parmanand Rai
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Mrs Kavita Belaura, learned counsel for the applicant and Shri Kaushik Chatterjee, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file objection on the application for condonation of delay in the Registry during the course of the day, after providing a copy of the same to the learned counsel for the applicant.</p> <p>List this case on 03.07.2018 for orders.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 270 of 2018 with M.A.No. 745 of 2018

Inre O.A.No. Nil of 2018

Parmanand Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Dr Chet Narain Singh, learned counsel for the respondents.</p> <p><u>M.A.No. 745 of 2018</u></p> <p>Objection on the application for condonation of delay filed by the learned counsel for the respondents is taken on record. M.A. stands disposed of.</p> <p>List this case on 16.05.2018 for orders.</p> <p>Meanwhile, reply to the objection may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 310 of 2018

Inre O.A.No. Nil of 2018

Brig Ved Prakash Shahi (Retd)

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri SG Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, Advocate holding brief of Shri Anurag Mishra, learned counsel for the respondents.</p> <p>On 21.03.2018, last opportunity was granted to the learned counsel for the respondents to file objection, but the same has not been filed. Today again adjournment is prayed.</p> <p>Since the claim of the applicant is only with regard to the grant of disability pension, which is a recurring cause of action, hence we hereby close the opportunity to file objection.</p> <p><u>M.A.No. 310 of 2018</u></p> <p>This is an application for condonation of delay in filing the O.A.</p> <p>Grounds shown in the affidavit in support of the application are sufficient.</p> <p>Hence application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 17.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 552 of 2018

Inre O.A.No. Nil of 2018

Pritam Singh Arun

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Lal Chandra Sahu, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for further time to file objection on the application for condonation of delay. Last opportunity is granted to the learned counsel for the respondents to file objection on the application for condonation of delay.</p> <p>List this case on 18.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 211 of 2015

Smt Moti Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Virat Anand Singh, Advocate on behalf of the applicant is taken on record. His name be shown as learned counsel for the applicant when the case is next listed.</p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>It transpires from the order sheet that Shri RP Singh. learned counsel for the applicant is not attending the Court for the last few days, hence on 21.12.2017 time was given to file certain documents relating to the case.</p> <p>List this case on 22.05.2018 for orders.</p> <p>Meanwhile, documents as directed earlier, may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 319 of 2015

Sanjay Kumar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Ms Deepti P Bajpai, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to take steps for amendment of the O.A.</p> <p>List this case on 13.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 182 of 2016

With M.A.No. 642 of 2018 and M.A.No. 827 of 2017

Lt Col Manish Mishra

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col YR Sharma (Retd), learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he is representing respondent nos.5, 6 and 7 and he has already filed additional affidavit on behalf of respondent nos. 1 to 4. It is submitted that the respondent nos.5 to 7 does not intend to file any separate counter affidavit.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file rejoinder affidavit.</p> <p>List this case on 13.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 200 of 2016

Ram Murty Tiwari

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Rajendra Yadav, learned counsel for the applicant and Dr Chet Narain Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</p> <p>List this case on 16.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No 1471 of 2017 Inre O.A. (Nil) of 2017

Pawan Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Vishwas Shukla, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents.</p> <p>Last opportunity is granted to learned counsel for the applicant to file reply to the objection on application for condonation of delay.</p> <p>List this case on 13.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

M.A. No 2122 of 2017 With M.A. No 157 of 2018 Inre O.A. (Nil) of 2017

Rajai Pal

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: None for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>List revised.</p> <p>Neither the applicant nor his counsel is present to pursue this case. Accordingly, M.A. No 2122 of 2017 (Application for condonation of delay in filing the O.A.) is rejected for non prosecution.</p> <p>Consequently, the O.A. is also dismissed as such.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 305 of 2016

Harinder Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Ms Deepti P Bajpai, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that she will file counter affidavit in the Registry during course of the day after supplying a copy of the same to learned counsel for the applicant who prays for and is granted two weeks' time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case on 14.05.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 164 of 2017

Smt Asha Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri O.P. Kushwaha, Advocate, holding brief of Shri Ashok Kumar, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p>On perusal of record, it transpires that learned counsel for the applicant has availed five opportunities to file rejoinder affidavit but the same has not yet been filed. Today again he is requesting for time to file rejoinder affidavit.</p> <p>As a matter of last opportunity, four weeks' further time is granted to learned counsel for the applicant to file rejoinder affidavit failing which no further opportunity shall be granted.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 308 of 2017

Col V.K.Tiwari

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p style="text-align: center;">Inspite of time granted to learned counsel for the applicant, no replication to objection on application for condonation of delay and objection on maintainability of the O.A. has been filed.</p> <p style="text-align: center;">As a matter of last opportunity, four weeks' further time is granted to learned counsel for the applicant to file the same.</p> <p style="text-align: center;">List this case on 06.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 473 of 2017

Amit Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri O.P. Kushwaha, Advocate, holding brief of Shri Ashok Kumar, learned counsel for the applicant and Shri Kaushik Chatterjee, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has served a copy of counter affidavit on the learned counsel for the applicant and shall file the same in the registry within a week.</p> <p>From perusal of record, it transpires that Respondent No 5 has not been served. Let fresh notice be issued to Respondent No 5 returnable at an early date. Applicant shall take necessary steps within a week.</p> <p>List this case on 13.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) ukt</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 486 of 2017

Chhathu Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KK Mishra, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the respondents has produced original documents pertaining to the case for perusal of the Bench which have also been shown to learned counsel for the applicant.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 578 of 2017

Lakshayadeep Singh Yadav
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col A.K. Srivastava, (Retd) learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has provided copy of the counter affidavit to learned counsel for the applicant and undertakes to file the same in the Registry within a week.</p> <p>List this case on 10.07.2018 for orders.</p> <p>Meanwhile, learned counsel for the applicant may file rejoinder affidavit, if any.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 608 of 2017

Sukhvir Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col A.K. Srivastava (Retd), learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>We have heard learned counsel for the parties. During course of arguments, learned counsel for the applicant submitted that he does not intend to press prayer clauses (a) and (b) and restricts his prayer to clause (c). It is submitted that the applicant at present is getting disability pension @ 20% for life. This fact is not disputed by learned counsel for the respondents.</p> <p>Heard learned counsel for the parties at length.</p> <p>Arguments concluded.</p> <p>Judgment is reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 627 of 2017

Satya Kumar Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Ms. Appoli Shrivastava, learned counsel for the respondents.</p> <p>Learned counsel for the respondents has filed counter affidavit in court which is taken on record. Copy of the counter affidavit has been served on learned counsel for the applicant who submits that he does not intend to file rejoinder affidavit and prayed that the case may be heard finally.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment is reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 13 of 2018 with MA No. 667 of 2018

Shri Pal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Maj R.D. Singh (Retd), learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p><u>MA No. 667 of 2018</u></p> <p>Rejoinder affidavit filed by learned counsel for the applicant is taken on record. M.A. aforesaid is disposed of accordingly.</p> <p>By means of order dated 26.03.2018, learned counsel for the respondents was directed to file eligible copies of Annexures filed along with the counter affidavit, but the same have yet not been filed. Learned counsel for the respondents prays for further opportunity to file the same.</p> <p>In this perspective, we direct the learned counsel for the learned counsel for the respondents produce original record on the next date of hearing including documents which he has filed along with the counter affidavit.</p> <p>List this case on 16.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 20 of 2018

Virendra Kumar Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted further two weeks' time to file counter affidavit.</p> <p>List this case on 09.05.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 97 of 2018

Peshkar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Ashok Kumar, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that he has received parawise comments and shall file counter affidavit within three weeks after serving a copy thereof on learned counsel for the applicant who shall file rejoinder affidavit, if any, within three weeks' thereafter.</p> <p style="text-align: center;">Time prayed for is granted.</p> <p style="text-align: center;">List this case on 06.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 113 of 2018

Col Akhila Nand Pandey (Retd)
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Anand Yadav, Advocate holding brief of Shri S.G.Singh, learned counsel for the applicant and Dr Gyan Singh, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' further time to file counter affidavit. He shall annex thereto copies of opinion of the Release Medical Board and Invaliding Medical Board.</p> <p>List the case on 21.05.2018 for orders.</p> <p>Copy of the order be provided to learned counsel for the respondents within 24 hours free of cost.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 118 of 2018

D. S. Jasrotia
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R.Chandra, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted two weeks' further time to file counter affidavit. He shall annex thereto copies of opinion of the Medical Boards.</p> <p style="text-align: center;">List the case on 22.05.2018 for orders.</p> <p style="text-align: center;">Copy of the order be provided to learned counsel for the respondents within 24 hours free of cost.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 385 of 2011 with MA No. 417 of 2018

Sharma Naresh Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he is prepared to argue the case but original documents pertaining to the case are not available today which are required for adjudication of the case. He prays for and is granted two weeks' further time to produce the same.</p> <p>List this case on 11.05.2018 for orders.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case alongwith GCM Proceedings for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 36 of 2016

MK Chandrasekharan
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Raj Kumar Singh, Advocate, holding brief of Shri Yash Pal Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Shri Raj Kumar Singh, Advocate has produced receipt showing deposition of cost of Rs. 5,000/- which is placed on record.</p> <p>It is informed that Shri Yash Pal Singh, learned counsel for the applicant is out of station. Accordingly, the case is adjourned.</p> <p>List this case on 18.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No.119 of 2016

Suresh Kumar Burdak

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Yash Pal Singh, Advocate, learned counsel for the applicant and Ms Deepti P Bajpai, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file rejoinder affidavit.</p> <p>List this case on 18.07.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 169 of 2017

Lt Col Bhupendra Dhapade
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Virat Anand Singh, Advocate holding brief of Shri Harshvardhan, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p style="text-align: center;">Shri Virat Anand Singh, Advocate submits that Shri Harshvardhan, learned counsel for the applicant is not available today and prays for adjournment of the case.</p> <p style="text-align: center;">The case is accordingly adjourned.</p> <p style="text-align: center;">List this case on 13.07.2018 for hearing.</p> <p style="text-align: center;">On the next date, learned counsel for the respondents shall produce the original record pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 222 of 2017

Akash Vishwakarma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, learned counsel for the applicant and Wg Cdr Sardul Singh, Departmental Representative for the respondents.</p> <p style="text-align: center;">Prayer for adjournment of the case has been made by the Departmental Representative to enable the respondents to file counter affidavit.</p> <p style="text-align: center;">A perusal of the order sheets shows that the case was admitted as for a back as on 29.07.2017 and in spite of time being granted for filing counter affidavit on five previous occasions, till date no counter affidavit has been filed by the respondents.</p> <p style="text-align: center;">However, in the interest of justice, last opportunity is granted to the respondents to file counter affidavit within two weeks subject to payment of cost of Rs. 5,000/-.</p> <p style="text-align: center;">List this case on 10.05.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 309 of 2017

Col Vikram Chauhan
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that he shall file objection on application for condonation of delay as also counter affidavit in the Registry within two weeks' also raising question of maintainability of the O.A.</p> <p style="text-align: center;">Copy of the same has been provided to learned counsel for the applicant in Court today who may file response within four weeks.</p> <p style="text-align: center;">List this case on 09.07.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 515 of 2017

Smt Bitan

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents.</p> <p>The O.A. was admitted on 15.11.2017 and thereafter three opportunities have been granted to learned counsel for the respondents to file counter affidavit but neither the same has not been filed nor original record has been produced.</p> <p>The matter relates to correction of name of the daughter of the applicant to enable her to get benefit in service in the ex-servicemen quota. However, last opportunity is granted to learned counsel for the respondents to file counter affidavit subject to payment of costs of Rs. 5,000/-.</p> <p>List this case on 15.05.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original record pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 602 of 2017

Lt Col Brijendra Singh (Retd)
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.04.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri VPS Vats, learned counsel for the respondents.</p> <p style="text-align: center;">From perusal of the record, it transpires that even after availing two opportunities, learned counsel for the respondents have not filed counter affidavit. As a matter of last opportunity, two weeks' further time is granted for filing counter affidavit.</p> <p style="text-align: center;">List the case on 16.05.2018 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>