

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

Ex-A No. 112 of 2017 Inre: T.A. No. 1000 of 2010

Smt Kalawati Devi Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Sarvesh Kumar Pandey, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that in compliance of order dated 09.02.2017 passed in T.A. No. 1000 of 2010, entire payment due to the petitioner has been made. He prays for and is granted two weeks' time to file compliance on affidavit. Ld. Counsel for the respondents has served a copy of the list of payments made to the petitioner, who may file objection, if any, by the date fixed.</p> <p style="text-align: center;">List this case on 27.08.2018 for orders.</p> <p style="text-align: center;">Let copy of this order be supplied to Ld. Counsel for the respondents by tomorrow.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

Ex-A No. 208 of 2017 Inre: T.A. No. 887 of 2010

Niranjan Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Yash Pal Singh, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">By order dated 02.07.2018 cost of Rs 10,000/- imposed on the respondents on account of non compliance of order dated 06.07.2017 passed in T.A. No 887 of 2010, has not been deposited. Ld. Counsel for the respondents prays for and is granted two weeks' further time to deposit the cost and comply the order of this Tribunal dated 06.07.2017. The cost shall be paid to the petitioner through cheque within a month.</p> <p style="text-align: center;">List this case on 11.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1
O.A. No. 173 of 2016 with M.A. No. 1594 of 2017
along with O.A. No. 53 of 2018

Mohan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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.S. Bisht, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Ld. Counsel for the respondents has placed an order of this Tribunal dated 20.04.2018 passed in O.A. No. 53 of 2018, by means of which the following order has been passed:-</p> <p><i>"Heard Ld. Counsel for the parties.</i></p> <p><i>In this O.A. the applicant has prayed for enhancement of the maintenance allowance. Vide order dated 07.09.2016, the applicant was granted maintenance allowance @ 10% in favour of applicant and 5% in favour of son. It is submitted that he has moved an application dated 03.08.2016 for enhancement of maintenance allowance before the competent authority and thereafter a reminder for the same was sent on 15.09.2016 annexing therein details of her expenses. The application is still pending with the competent authority for decision.</i></p> <p><i>With the consent of learned counsel for the parties, we hereby dispose of the present original application No 53 of 2018 alongwith O.A. No. 173 of 2016 with the direction to the respondents to decide the pending representation of the applicant in accordance with the law by a reasoned and speaking order within three months from the date of production of certified copy of this order and communicate the decision to the applicant.</i></p> <p><i>With the aforesaid direction, the Original Application is disposed of finally."</i></p> <p>Learned Counsel for the applicant submitted that O.A. No 53 of 2018 and O.A. No. 173 of 2016 were decided on 20.04.2018. The Registry is directed to keep a copy of the order dated 20.04.2018 in the record of O.A. No. 173 of 2016 and it shall be treated as decided.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 568 of 2017

Hony Nb Sub Mukati Nath Rai
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 Belaura, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</p> <p>As prayed, list this case on 04.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 205 of 2018

Kasivisweswara Rao J
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Col A.K. Srivastava (Retd), Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case, preliminary objection on maintainability of the case was raised by learned counsel for the respondents stating that the applicant is residing at Andhra Pradesh, therefore, this Original Application is not maintainable at this Tribunal.</p> <p style="text-align: center;">Learned counsel for the applicant has submitted that at the time of filing the application, the applicant was posted at Dehradun and still he is serving at Dehradun which falls within the jurisdiction of this Tribunal. Since his unit is located at Dehradun and he is serving at Dehradun, this application is maintainable at this Tribunal. Preliminary objection raised by learned counsel for the respondents is rejected.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Learned counsel for the respondents is granted four weeks' time to file counsel affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p style="text-align: center;">List this case on 04.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. (A) No. 279 of 2013

Manoj Kumar Sharma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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.S. Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Cost of Rs. 2,000/- has been deposited by learned counsel for the applicant. It is informed that the case is ripe for the hearing.</p> <p>List this case on 31.08.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

O.A. No. 265 of 2014

Abhishek Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 T.N. Tiwari, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant submits that he is ill and prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p>List this case on 24.09.2018 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

O.A. No. 20 of 2017

Sanjay Prakash Agnihotri
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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: None for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that due to visit of His Excellency Hon'ble President of India, learned counsel for the applicant could not attend the Tribunal, hence, prayer for adjournment has been made on his behalf. Accordingly, the case is adjourned.</p> <p>List this case on 13.09.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

O.A. No. 90 of 2017

Smt Anju Rani
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 Ashok Singh, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>As a matter of last opportunity, Ld. Counsel for the respondents is granted two weeks' further time to seek instructions from the authorities concerned and file affidavit that this policy is applicable to defence personnel in pursuance to order dated 21.05.2018 and 17.07.2018. In case Ld. Counsel for the respondents fails to file the aforesaid affidavit by the date fixed, cost of Rs 5,000/- shall be imposed on the respondents.</p> <p>List this case on 12.09.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

O.A. No. 290 of 2017

Rajendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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: None for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that due to visit of His Excellency Hon'ble President of India, learned counsel for the applicant could not attend the Tribunal, hence, prayer for adjournment has been made on his behalf. Accordingly, the case is adjourned.</p> <p>List this case on 03.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

O.A. No. 20 of 2018

Virendra Kumar Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order is reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

O.A. No. 76 of 2018

Satendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 Rakesh Johri (Retd) and Shri Bhanu Pratap Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order is reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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
Court No.1

T.A. No. 690 of 2010

Tikam Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 Y.R. Sharma (Retd), Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that due to visit of His Excellency Hon'ble President of India, learned counsel for the petitioner could not attend the Tribunal, hence, prayer for adjournment has been made on his behalf. Accordingly, the case is adjourned.</p> <p>List this case on 23.08.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

T.A. No. 12 of 2016

Tohid Ahmad
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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. Malviya, Ld. Counsel for the petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that due to visit of His Excellency Hon'ble President of India, learned counsel for the petitioner could not attend the Tribunal, hence, prayer for adjournment has been made on his behalf. Accordingly, the case is adjourned.</p> <p>List this case on 23.08.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

T.A. No. 46 of 2016

Dhirendra Narayan Giri
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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, Ld. Counsel for the petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the petitioner submits that he is ill and prays for adjournment. Accordingly, the case is adjourned. The Writ Petition was filed in the year 2003 in the High Court of Judicature at Allahabad. Ld. Counsel for the petitioner is himself responsible for delaying the case.</p> <p>List this case on 13.09.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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

Court No.1

Ex-A No. 210 of 2017 Inre: T.A. No. 1093 of 2010

Smt Prashandhi Devi
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">On the last date, the following order was passed :</p> <p style="text-align: center;"><u>“Ex-A No. 210 of 2017</u> <i>This is an application for execution of the order dated 21.02.2017 passed in T.A.No. 1093 of 2010.</i> <i>On the last date, following order was passed :</i> <i>“Learned counsel for the respondents submits that in pursuance of the Court order dated 12.02.2018, required documents have already been forwarded to PCDA (P), Allahabad on 26.03.2018 and the PPO shall be issued, shortly.</i> <i>List this case on 05.07.2018 for orders.”</i></p> <p style="text-align: center;"><i>More than six months have passed, but no progress has been made.</i> <i>This negligent behaviour of the respondents in not complying with the order is highly deplorable. Hence, we adjourn the case on payment of cost of Rs.15,000/- to be deposited by the respondents and direct the respondents to give the name of the erring officer/officers, who are responsible in delaying the execution of the case, so that necessary action may be taken against them. Cost shall be deposited by the next date in the Registry and it shall be paid to the petitioner.</i> <i>List this case on 10.08.2018 for orders.”</i></p> <p>It is very very sorry state of affairs that neither the order under execution has been complied with nor the cost has been deposited.</p> <p>Today again adjournment has been prayed. Hence we adjourn the case, subject to deposit of additional cost of Rs.20,000/-. The cost imposed earlier vide order dated 05.07.2018 and today also, shall be deposited within 15 days from today in the Registry, which shall be paid to the applicant through cheque. However, the respondents shall be at liberty to recover it from the erring officer after due enquiry.</p> <p style="text-align: center;">List this case on 05.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</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

Ex-A No. 45 of 2018 Inre: Ex-A No. 20 of 2017
Inre: O.A. No. 125 of 2015

Smt Manoj Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 45 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 21.03.2017 passed in Ex. A. No.2 of 2017 (O.A.No.125 of 2015).</p> <p style="text-align: center;">The respondents have filed a letter dated 20th Sept 2017, where it has been mentioned that the Government sanction is still awaited regarding the payment of Ex Gratia compensation to the applicant and the above payment will be processed to PCDA (P), Allahabad.</p> <p style="text-align: center;">By the order under execution, the relief of Ex Gratia payment was not granted in favour of the applicant, but since the matter is under consideration for Government sanction, therefore, we consider it appropriate to adjourn the case to see the outcome of the decision thereon.</p> <p style="text-align: center;">List this case on 24.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
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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 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>10.08.2018</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 style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Md Zafar Khan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for one month's further time to provide the required documents to the respondents.</p> <p style="text-align: center;">List this case on 15.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1
Ex-A No. 78 of 2018 Inre: O.A. No. 651 of 2017

Sham Lal

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p style="text-align: center;">On the last date, learned counsel for the respondents has prayed for two days' further time to seek instructions.</p> <p style="text-align: center;">Today it is submitted by the learned counsel for the respondents that the pending representation of the applicant has not yet been decided and further adjournment is prayed.</p> <p style="text-align: center;">On behalf of the applicant, it is submitted that the applicant is going to be discharged on 31st of this month and his statutory petition is still pending since 26th May 2017.</p> <p style="text-align: center;">It is very sorry state of affairs on the part of the respondents. Therefore, we hereby direct the respondents to dispose of the pending representation of the applicant within two weeks from today, failing which they will have to deposit a cost of Rs.20,000/- in the Registry, which shall be paid to the applicant through cheque.</p> <p style="text-align: center;">List this case on 28.08.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</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

Ex-A No. 90 of 2018 Inre: O.A. No. 657 of 2017

Dinesh Chand Tiwari By Legal Practitioner for the Applicant	Applicant
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Applicant in person and Shri A.N. Tripathi, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that in this case PPO has been issued and a copy of the same has been provided to the applicant, who is present in person.</p> <p style="text-align: center;">List this case on 17.08.2018 for orders.</p> <p style="text-align: center;">Meanwhile, the applicant may file his objection against the PPO issued, if so desired.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</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. 171 of 2018 Inre: O.A. No. Nil of 2018

Lal Ram Saini By Legal Practitioner for the Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: None appears for the applicant. Shri G.S. Sikarwar, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">It is informed at the bar that due to arrival of H.E. Hon'ble the President of India, the counsel for the applicant is not able to attend the court and steps to amend the prayer clause of the O.A. have also not been taken.</p> <p style="text-align: center;">In the interest of justice, the case is passed over for the day.</p> <p style="text-align: center;">List this case on 05.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 261 of 2014

Lakshmi Narayain Singh By Legal Practitioner for the Applicant	Applicant
Versus	
UOI through Defence Secretary GOI By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Since pleadings are complete, list this case on 13.09.2018 for hearing.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 375 of 2018

Sep (Dvr/MT) Sushil Kumar (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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>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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>The Original Application has been filed by the applicant for release of pensionary benefits to him. PPO has already been issued to the applicant but he has not yet received the payment.</p> <p>In this case notice on behalf of the respondent Nos. 1 to 6 have been served.</p> <p>Let a notice be issued to respondent No. 7 i.e. Branch Manager, State Bank of India, Hiadergarh Branch, Haidergarh Sugar Mill Campus, Barabanki (UP)-225001, by speed post returnable by the date fixed.</p> <p>List this case on 10.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Ex-A No. 149 of 2018 Inre: T.A. No. 86 of 2013

Smt Jai Devi By Legal Practitioner for the Petitioner	Versus	Petitioner
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: justify;">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 style="text-align: justify;">Present: Shri Naresh Kumar, Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 149 of 2018</u></p> <p style="text-align: justify;">This is an application filed by the petitioner for execution of order dated 21.12.2017 passed in T.A. No. 86 of 2013</p> <p style="text-align: justify;">Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and to file compliance report explaining as to why the order under execution has not been complied with.</p> <p style="text-align: justify;">List this case on 01.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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EX-A No. 150 of 2018 Inre: O.A. No. 569 of 2017

Hony Naib Sub Awadh Rai Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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>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: Shri Vinay Pandey, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 150 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 09.01.2018 passed in O.A. No. 569 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and to file compliance report explaining as to why the order under execution has not been complied with.</p> <p>List this case on 04.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

EX-A No. 151 of 2018 Inre: O.A. No. 121 of 2017

Hony Naib Sub Bishwanath Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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>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 Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 151 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 06.12.2017 passed in O.A. No. 121 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and to file compliance report explaining as to why the order under execution has not been complied with.</p> <p>List this case on 04.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

EX-A No. 148 of 2017 with M.A. No. 1438 of 2018
Inre: O.A. No. 35 of 2016

Jitendra Pratap Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Pradeep Chandola, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>Ex-A No. 148 of 2017</u></p> <p>This is an application filed by the applicant for execution of order dated 25.11.2016 passed in O.A. No. 35 of 2016. It is submitted by the respondents that order has been complied with and PPO has been issued.</p> <p>Learned counsel for the applicant prays for time to file his objection regarding the PPO, to bring on record that the order under execution has not been fully complied with. As prayed, two weeks time is granted.</p> <p style="text-align: center;">List this case on 31.08.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

Ex-A No. 210 of 2017 Inre: T.A. No. 1093 of 2010

Smt Prashandhi Devi
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">On the last date, the following order was passed :</p> <p style="text-align: center;"><u>“Ex-A No. 210 of 2017</u> <i>This is an application for execution of the order dated 21.02.2017 passed in T.A.No. 1093 of 2010.</i> <i>On the last date, following order was passed :</i> <i>“Learned counsel for the respondents submits that in pursuance of the Court order dated 12.02.2018, required documents have already been forwarded to PCDA (P), Allahabad on 26.03.2018 and the PPO shall be issued, shortly.</i> <i>List this case on 05.07.2018 for orders.”</i></p> <p style="text-align: center;"><i>More than six months have passed, but no progress has been made.</i> <i>This negligent behaviour of the respondents in not complying with the order is highly deplorable. Hence, we adjourn the case on payment of cost of Rs.15,000/- to be deposited by the respondents and direct the respondents to give the name of the erring officer/officers, who are responsible in delaying the execution of the case, so that necessary action may be taken against them. Cost shall be deposited by the next date in the Registry and it shall be paid to the petitioner.</i> <i>List this case on 10.08.2018 for orders.”</i></p> <p style="text-align: center;">It is very very sorry state of affairs that neither the order under execution has been complied with nor the cost has been deposited.</p> <p style="text-align: center;">Today again adjournment has been prayed. Hence we adjourn the case, subject to deposit of additional cost of Rs.20,000/-. The cost imposed earlier vide order dated 05.07.2018 and today also, shall be deposited within 15 days from today in the Registry, which shall be paid to the applicant through cheque. However, the respondents shall be at liberty to recover it from the erring officer after due enquiry.</p> <p style="text-align: center;">List this case on 05.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
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Ex-A No. 45 of 2018 Inre: Ex-A No. 20 of 2017
Inre: O.A. No. 125 of 2015

Smt Manoj Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 45 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 21.03.2017 passed in Ex. A. No.2 of 2017 (O.A.No.125 of 2015).</p> <p style="text-align: center;">The respondents have filed a letter dated 20th Sept 2017, where it has been mentioned that the Government sanction is still awaited regarding the payment of Ex Gratia compensation to the applicant and the above payment will be processed to PCDA (P), Allahabad.</p> <p style="text-align: center;">By the order under execution, the relief of Ex Gratia payment was not granted in favour of the applicant, but since the matter is under consideration for Government sanction, therefore, we consider it appropriate to adjourn the case to see the outcome of the decision thereon.</p> <p style="text-align: center;">List this case on 24.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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EX-A No. 46 of 2018 Inre: O.A. No.117 of 2016

Smt Rekha Nagarkoti 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>10.08.2018</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 style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Md Zafar Khan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for one month's further time to provide the required documents to the respondents.</p> <p style="text-align: center;">List this case on 15.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Ex-A No. 78 of 2018 Inre: O.A. No. 651 of 2017

Sham Lal

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p style="text-align: center;">On the last date, learned counsel for the respondents has prayed for two days' further time to seek instructions.</p> <p style="text-align: center;">Today it is submitted by the learned counsel for the respondents that the pending representation of the applicant has not yet been decided and further adjournment is prayed.</p> <p style="text-align: center;">On behalf of the applicant, it is submitted that the applicant is going to be discharged on 31st of this month and his statutory petition is still pending since 26th May 2017.</p> <p style="text-align: center;">It is very sorry state of affairs on the part of the respondents. Therefore, we hereby direct the respondents to dispose of the pending representation of the applicant within two weeks from today, failing which they will have to deposit a cost of Rs.20,000/- in the Registry, which shall be paid to the applicant through cheque.</p> <p style="text-align: center;">List this case on 28.08.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
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Ex-A No. 90 of 2018 Inre: O.A. No. 657 of 2017

Dinesh Chand Tiwari By Legal Practitioner for the Applicant	Applicant
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Applicant in person and Shri A.N. Tripathi, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that in this case PPO has been issued and a copy of the same has been provided to the applicant, who is present in person.</p> <p style="text-align: center;">List this case on 17.08.2018 for orders.</p> <p style="text-align: center;">Meanwhile, the applicant may file his objection against the PPO issued, if so desired.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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M.A No. 171 of 2018 Inre: O.A. No. Nil of 2018

Lal Ram Saini 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>10.08.2018</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: None appears for the applicant. Shri G.S. Sikarwar, Ld. Counsel for the respondents is present.</p> <p>It is informed at the bar that due to arrival of H.E. Hon'ble the President of India, the counsel for the applicant is not able to attend the court and steps to amend the prayer clause of the O.A. have also not been taken.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 05.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

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O.A. No. 261 of 2014

Lakshmi Narayain Singh
By Legal Practitioner for the Applicant

Applicant

Versus

UOI through Defence Secretary GOI
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Since pleadings are complete, list this case on 13.09.2018 for hearing.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

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O.A. No. 375 of 2018

Sep (Dvr/MT) Sushil Kumar (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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>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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>The Original Application has been filed by the applicant for release of pensionary benefits to him. PPO has already been issued to the applicant but he has not yet received the payment.</p> <p>In this case notice on behalf of the respondent Nos. 1 to 6 have been served.</p> <p>Let a notice be issued to respondent No. 7 i.e. Branch Manager, State Bank of India, Hiadergarh Branch, Haidergarh Sugar Mill Campus, Barabanki (UP)-225001, by speed post returnable by the date fixed.</p> <p>List this case on 10.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
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Court No.1

Ex-A No. 149 of 2018 Inre: T.A. No. 86 of 2013

Smt Jai Devi By Legal Practitioner for the Petitioner	Versus	Petitioner
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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>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 Naresh Kumar, Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 149 of 2018</u></p> <p>This is an application filed by the petitioner for execution of order dated 21.12.2017 passed in T.A. No. 86 of 2013</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and to file compliance report explaining as to why the order under execution has not been complied with.</p> <p>List this case on 01.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

Form No. 4
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Court No.1

EX-A No. 150 of 2018 Inre: O.A. No. 569 of 2017

Hony Naib Sub Awadh Rai By Legal Practitioner for the Applicant	Applicant
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>10.08.2018</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 style="text-align: justify;">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 style="text-align: justify;">Present: Shri Vinay Pandey, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>Ex-A No. 150 of 2018</u></p> <p style="text-align: justify;">This is an application filed by the applicant for execution of order dated 09.01.2018 passed in O.A. No. 569 of 2017.</p> <p style="text-align: justify;">Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and to file compliance report explaining as to why the order under execution has not been complied with.</p> <p style="text-align: justify;">List this case on 04.10.2018 for orders.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal BBP Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p style="margin-top: 10px;">SB</p>	(Air Marshal BBP Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Air Marshal BBP Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

EX-A No. 151 of 2018 Inre: O.A. No. 121 of 2017

Hony Naib Sub Bishwanath Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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>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 Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 151 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 06.12.2017 passed in O.A. No. 121 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and to file compliance report explaining as to why the order under execution has not been complied with.</p> <p>List this case on 04.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

EX-A No. 148 of 2017 with M.A. No. 1438 of 2018
Inre: O.A. No. 35 of 2016

Jitendra Pratap Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2018</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 style="text-align: center;">Present: Shri Pradeep Chandola, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>Ex-A No. 148 of 2017</u></p> <p>This is an application filed by the applicant for execution of order dated 25.11.2016 passed in O.A. No. 35 of 2016. It is submitted by the respondents that order has been complied with and PPO has been issued.</p> <p>Learned counsel for the applicant prays for time to file his objection regarding the PPO, to bring on record that the order under execution has not been fully complied with. As prayed, two weeks time is granted.</p> <p style="text-align: center;">List this case on 31.08.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

T.A. No. 59 of 2011

Hayat Singh Bankoti
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>13.08.2018</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;">T.A.No. 59 of 2011 (Hayat Singh Bankoti vs. Union of India & others) is partly allowed.</p> <p style="text-align: center;">For orders, see our order of date passed on the separate sheets.</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>PKG</p>

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

M.A No. 107 of 2018 with M.A. No. 108 of 2018
Inre: O.A. No. 316 of 2012

Krishna Kant Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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>Memo of appearance filed by Shri R Chandra, 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 R Chandra, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted time till the next date fixed to inspect the records.</p> <p>List this case on 01.10.2018 for orders showing the name of Shri R Chandra as learned counsel for the applicant.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 368 of 2018 Inre: O.A. No. Nil of 2018

Smt Sepawali Ale 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>13.08.2018</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 VA Singh, Advocate holding brief of Shri B.B. Tripathi, Ld. Counsel for the applicant and Ms Deepti P. Bajpai, Ld. Counsel for the respondents.</p> <p>Shri VA Singh, Advocate submits that Shri BB Tripathi, learned counsel for the applicant has not come to the court and prays for adjournment of the case.</p> <p>Accordingly, the case is passed over for the day.</p> <p>List this case on 03.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 387 of 2018 Inre: O.A. No. Nil of 2018

Smt Ram Maya Thapa, W/o
Lil Bahadur Thapa

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 VA Singh, Advocate holding brief of Shri B.B. Tripathi, Ld. Counsel for the applicant and Ms Anju Singh, Ld. Counsel for the respondents.</p> <p>Shri VA Singh, Advocate submits that Shri BB Tripathi, learned counsel for the applicant has not come to the court and prays for adjournment of the case.</p> <p>Accordingly, the case is passed over for the day.</p> <p>List this case on 03.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 1285 of 2018 Inre: O.A. No. Nil of 2018

Itwari Lal Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri V.K. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">By means of this O.A., the applicant has challenged his dismissal order which took place on 21.08.1979.</p> <p style="text-align: center;">Learned counsel for the respondents submits that this O.A. has been filed challenging the dismissal order after a lapse of more than 38 years without challenging the dismissal order and only to condone the shortfall of 07 years in the pensionable service.</p> <p style="text-align: center;">Learned counsel for the respondents is directed to file his written objection on the point of maintainability of the O.A. by the date fixed.</p> <p style="text-align: center;">List this case on 10.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 55 of 2015 with M.A. No. 1286 of 2018

Jitendra Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Air Officer Commanding 17

Wing Air Force Stn Gorakhpur & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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.N. Tripathi, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents alongwith Wg Cdr RA Menon, Departmental Representative.</p> <p>Learned counsel for the applicant has moved amendment application to amend the prayer clause of the O.A.</p> <p>List this case on 01.10.2018 for orders.</p> <p>Meanwhile, objection on the amendment application may be filed by the learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 305 of 2016

Harinder Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms Deepti P. Bajpai, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Rejoinder affidavit filed today by the learned counsel for the applicant, is taken on record.</p> <p style="text-align: center;">Since pleadings are complete, list this case on 09.10.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, respondents shall produce the original record pertaining to the case.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</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

O.A. No. 267 of 2017

Dinesh Chandra

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri V.A. Singh, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that he shall file rejoinder affidavit in the Registry during the course of the day, after providing a copy of the same to the learned counsel for the respondents.</p> <p style="text-align: center;">List this case on 10.10.2018 for hearing.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</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

O.A. No. 684 of 2017 with M.A. No. 888 of 2018
M.A. No.889 of 2018

Col Mukul Singhal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri R Chandra, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case, there is also a dispute as to how the applicant obtained the copy of the order, which has been produced before the Army authorities.</p> <p style="text-align: center;">It is submitted by the learned counsel for the parties that the pleadings are complete and the matter is ripe for hearing.</p> <p style="text-align: center;">List this case on 31.08.2018 for hearing.</p> <p style="text-align: center;">The controversy of obtaining the copy of the order by the applicant, is a different administrative matter, having no relation with the merits of the case, which shall also be disposed off while disposing of the O.A.</p> <p style="text-align: center;">On the date fixed, respondents shall produce the original record pertaining to the case. Learned counsel for the parties shall also file their written arguments on the date fixed.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</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

O.A. No. 114 of 2018 with M.A. No. 1315 of 2018

Uday Narayan 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>13.08.2018</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 Anand Saran, Advocate holding brief of Col A.K. Srivastava (Retd), Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Shri Anand Saran, Advocate submits that Col AK Srivastava (Retd), learned counsel for the applicant has not come to the court and prays for adjournment of the case.</p> <p>Accordingly, the case is passed over for the day.</p> <p>It is submitted that reply to the preliminary objection on behalf of the respondents, has already been filed.</p> <p>List this case on 05.10.2018 for order.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) 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. 1445 of 2018 Inre: O.A. No. Nil of 2018

Ex Naik Dina Nath 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>13.08.2018</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>Memo of appearance filed by Dr. Chet Narain 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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1445 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for payment of disability pension. As per office report, it is delayed by 21 years, 01 month & 13 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 11.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

M.A. No. 1448 of 2018 Inre: O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Munshi Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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>Memo of appearance filed by Shri Anurag Mishra, 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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1448 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of revised pension of Hony Naib Subedar. As per office report, it is delayed by 08 years, 07 months & 26 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 09.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

M.A. No. 1449 of 2018 Inre: O.A. No. Nil of 2018

Ex Sepoy/Cook Ram Sajivan Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1449 of 2018</u></p> <p style="text-align: center;">By means of this Original Application, the applicant has prayed for conversion of dismissal order into discharge without challenging the dismissal order.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks time to file his objection on the maintainability of the original application.</p> <p style="text-align: center;">List this case on 16.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

M.A. No. 1441 of 2018 with M.A. No. 1442 of 2018
Inre: O.A. No. 201 of 2018

Union of India & Others
By Legal Practitioner for the Applicant-Respondents

Applicant-Respondents

Versus

Ex Hav Anil Kumar Anil
By Legal Practitioner for Respondent-Applicants

Respondent-Applicants

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Bhanu Pratap Singh, Ld. Counsel for the applicant-respondents.</p> <p style="text-align: center;"><u>M.A. No. 1442 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 11.04.2018, passed by this Court in O.A. No. 201 of 2018.</p> <p>This application has been filed by the applicant after a period of limitation. As per stamp reporter's report, there is delay of 02 months & 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 condoning the delay are general in nature and 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 style="text-align: center;"><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 available. The law of limitation undoubtedly binds everybody including the Government.”</i></p>

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 1441 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 BBP Sinha)
Member (A)

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

SB

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

M.A. No. 1446 of 2018 with M.A. No. 1447 of 2018
Inre: O.A. No. 275 of 2014

Union of India & Others
By Legal Practitioner for the Applicant-Respondents

Applicant-Respondents

Versus

Darshan Kumar Sharma
By Legal Practitioner for Respondent-Applicants

Respondent-Applicants

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Dr. Shailendra Sharma Atal, Ld. Counsel for the applicant-respondents.</p> <p style="text-align: center;"><u>M.A. No. 1446 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 27.04.2018, passed by this Court in O.A. No. 275 of 2014.</p> <p>This application has been filed by the applicant after a period of limitation. As per stamp reporter's report, there is delay of 02 months & 08 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 condoning the delay are general in nature and 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 style="text-align: center;"><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 available. The law of limitation undoubtedly binds everybody including the Government.”</i></p>

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 1447 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 BBP Sinha)
Member (A)

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

SB

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

EX-A No. 184 of 2017 Inre: T.A. No. 1364 of 2010

Mohan Singh By Legal Practitioner for the Petitioner	Petitioner
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>13.08.2018</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 style="text-align: justify;">Present: Shri Anand Saran, Advocate holding brief of Col A.K. Srivastava (Retd), Ld. Counsel for the petitioner and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>Ex-A No. 184 of 2017</u></p> <p style="text-align: justify;">This is an application filed by the petitioner for execution of order dated 06.04.2017 passed in T.A. No. 1364 of 2010.</p> <p style="text-align: justify;">Learned counsel holding brief of the petitioner prays for adjournment on the ground that learned counsel for the petitioner is not available today. As prayed, the case is adjourned for the day.</p> <p style="text-align: justify;">List this case on 30.08.2018 for orders.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal BBP Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p>SB</p>	(Air Marshal BBP Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Air Marshal BBP Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

EX-A No. 87 of 2018 with O.A. No. 184 of 2010
Inre: Ex-A No. 240 of 2016

Ramesh Chandra 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>13.08.2018</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 style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>Ex-A No. 87 of 2018</u></p> <p style="text-align: center;">This is an application filed by the applicant for execution of order dated 12.01.2016 passed in O.A. No. 184 of 2016.</p> <p style="text-align: center;">First Execution Application was dismissed by this Tribunal on issue of PPO to the applicant, however, back wages have not yet been paid to the applicant.</p> <p style="text-align: center;">It is very sad state of affairs that after lapse of 2 years & 7 months, the order under execution has not yet been complied with by the respondents.</p> <p style="text-align: center;">Today, again adjournment is prayed on behalf of the respondents. As prayed, adjournment is granted to the respondents on payment of cost of Rs. 10,000/- to be deposited in the Registry before the date fixed.</p> <p style="text-align: center;">List this case on 14.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

Ex-A No. 114 of 2018 Inre: O.A. No. 245 of 2015

Ajay Kumar Tiwari
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>Ex-A No. 114 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 25.11.2016 passed in O.A. No. 245 of 2015.</p> <p>Learned counsel for the applicant submits that he could not seek instructions from his client and hence the name of the officer/officers who have not permitted the applicant to join the duty could not be filed. As prayed, the case is adjourned for the day.</p> <p style="text-align: center;">List this case on 12.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(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
Court No.1

M.A No. 2090 of 2016 Inre: O.A. No. 337 of 2011

Smt Pyari Gurung
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri P.K. Shukla, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has received Hindi Translation of the correspondence received from the Nepal Government. He prays for and is granted two weeks time to bring on record Hindi Translated copy of the correspondence.</p> <p style="text-align: center;">List this case on 05.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

M.A No. 2293 of 2017 Inre: O.A. No. Nil of 2017

Abdul Rashid By Legal Practitioner for the Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Virat Anand Singh, Advocate holding brief of Shri B.B. Tripathi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel holding brief of the applicant prays for adjournment of the case. As prayed, the case is adjourned for the day.</p> <p style="text-align: center;">List this case on 11.09.2018 for hearing on the application for condonation of delay.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(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
Court No.1

M.A No. 90 of 2018 Inre: O.A. No. Nil of 2018

Suresh Kumar Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 V.P. Pandey, Ld. Counsel for the applicant and Shri A.K. Gupta, Ld. Counsel for the respondents.</p> <p>Learned counsel holding brief of the applicant prays for adjournment of the case. As prayed, the case is adjourned for the day.</p> <p>List this case on 12.09.2018 for orders.</p> <p>On the date fixed, learned counsel for the applicant shall argue as to how his second O.A. is maintainable on the same cause of action.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

Ex-A No. 27 of 2018 Inre: O.A. No. 297 of 2017

Bijai Bahadur Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p>In this case admittedly, the order under execution dated 29.08.2017 passed in O.A. No 297 of 2017 has already been complied with. Submission of learned counsel for the applicant is that the O.A. was decided on 29.08.2017 and he forwarded copy of the judgment to the respondents on 12.09.2017. There is no delay on the part of the respondents, as the PPO was issued in the month of December 2017, however payment in pursuance of the said PPO was received by the applicant on 26.04.2018, hence applicant is entitled for interest on delayed payment.</p> <p>After issuance of PPO, some formalities have to be completed which took considerable time in compliance of the order. In this case, there is no deliberate delay in making the payment in compliance of the order under execution.</p> <p>Since the order of this Tribunal has been complied with and payment due to the applicant has been made, the execution application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

M.A No. 1383 of 2017 with M.A. No. 01 of 2018
Inre: O.A. No. Nil of 2017

Tek Bahadur Rana
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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: None for the applicant and Mrs Anju Singh, Ld. Counsel for the respondents.</p> <p>List revised.</p> <p>Neither the applicant nor his counsel is present to argue the case in second round after pass over nor there is any request to adjourn the case.</p> <p>The case is dismissed for non prosecution.</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
Court No.1

M.A No. 808 of 2018 with M.A. No. 809 of 2018
Inre: O.A. No. 228 of 2015

Ramesh Chandra Dixit
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Applicant in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>M.A No. 809 of 2018</u></p> <p>This is an application for condonation of delay in filing recall application. Learned counsel for the respondents submits that there is delay of 24 days in filing the application for recall of the order. The application for condonation of delay in filing recall application of allowed and delay is condoned. Objection raised by learned counsel for the respondents is rejected.</p> <p style="text-align: center;"><u>M.A No. 809 of 2018</u></p> <p>Application for restoration is allowed subject to payment of cost of Rs 1,000/- to be deposited in Bar Association Library. On production of receipt, the case shall be restored on its original number.</p> <p style="text-align: center;">List this case on 03.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 75 of 2015

Ravi Singh Thakur
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 PK PK Shukla, Advocate holding brief for Shri V.A. Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p>Shri PK Shukla, Advocate holding brief for Shri VA Singh submits that Ld. Counsel for the applicant is not present today and prays for adjournment of the case. Accordingly the case is adjourned.</p> <p>List this case on 12.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 276 of 2016

Harish Chandra Srivastava
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 Yashpal Singh, Advocate holding brief for Shri J.N. Mishra, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p>Shri Yashpal Singh, Advocate holding brief for Shri JN Mishra submits that Ld. Counsel for the applicant is not present today and prays for adjournment of the case. Accordingly the case is adjourned.</p> <p>List this case on 17.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 318 of 2016

Shib Bahadur Gurung
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>After argument at some length, Ld. Counsel for the applicant prays for time to cite some case laws on the point involved in this case. Accordingly the case is adjourned.</p> <p>List this case on 05.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 61 of 2017

Ram Badan Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Shri Kant Mishra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case Re-survey Medical Board of the applicant was conducted and the applicant was placed in Medical Category SHAPE-I. On account of this medical category the applicant was re-instated in service.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to seek instructions from the authorities concerned in terms of order dated 05.07.2018 and file compliance report. In case the respondents fail to comply the aforesaid order by the date fixed, cost of Rs 5,000/- shall be imposed.</p> <p style="text-align: center;">List this case on 14.09.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 122 of 2017 (along with O.A. No. 32 of 2015 Decided)

Raghuraj Singh By Legal Practitioner for the Applicant	Applicant
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri P.K. Shukla, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. Heard Ld. Counsel for the parties. Arguments concluded. Order reserved.</p> <p style="text-align: center;">(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
Court No.1

O.A. No 169 of 2017 with M.A. No 1744 of 2017

Lt Col Bhupendra Dhapade
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: None for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">List revised.</p> <p style="text-align: center;">Neither the applicant nor his counsel is present to argue the case in second round after pass over nor there is any request to adjourn the case.</p> <p style="text-align: center;">The case is dismissed for non prosecution.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 484 of 2017

Prati @ Prithvi Raj Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 style="text-align: center;">Present: Shri Ashok Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that Original Documents pertaining to the case are not available today. He prays for adjournment. Accordingly the case is adjourned.</p> <p style="text-align: center;">List this case on 04.10.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 706 of 2017

Kishore Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 VP Pandey, Advocate holding brief for Shri Girish Tiwari, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>Shri VP Pandey, Advocate holding brief for Shri Girish Tiwari submits that Ld. Counsel for the applicant is not present today and prays for adjournment of the case. Accordingly the case is adjourned.</p> <p>List this case on 27.08.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(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
Court No.1

O.A. No. 31 of 2018

Smt Geeta Devi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 PK Shukla, Advocate holding brief for Shri B.B. Tripathi, Ld. Counsel for the applicant and Ms Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>Shri PK Shukla, Advocate holding brief for Shri BB Tripathi submits that Ld. Counsel for the applicant is not present today and prays for adjournment of the case. Accordingly the case is adjourned.</p> <p>List this case on 12.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(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
Court No.1

O.A. No. 149 of 2018

Pani Ram
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.08.2018</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 Ashish Asthana, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>Shri Ashish Asthana, Advocate submits that his senior Shri Lalit Kumar, Advocate is not available today and prays for adjournment. Accordingly the case is adjourned.</p> <p>List this case on 18.09.2018 for hearing at Circuit Bench, Nainital.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

D.Y. No. 576 of 2017 Inre: O.A. No. Nil of 2017

Parveen Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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.S. Bisht, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p>By means of this application, applicant has made prayer to re-instate him in service. The applicant was convicted under Section 302 IPC by the Additional Session Judge, Court No 7, Farrukhabad. It is submitted by Ld. Counsel for the applicant that the applicant has been granted bail by the High Court, Allahabad but admittedly conviction has not been stayed by Hon'ble High Court. Thus appeal is pending and the applicant still remains convicted person, in absence of stay of conviction.</p> <p>Ld. Counsel for the applicant submits that this Original Application may be dismissed as withdrawn with liberty to file afresh after the appeal is decided by the Hon'ble High Court or his conviction is stayed by the appellate court.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

M.A. No. 927 of 2017 Inre: O.A. No. Nil of 2017

Mahavir 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>14.08.2018</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 style="text-align: center;">Present: Shri Vinay Pandey, Advocate holding brief for Shri B.B. Tripathi, Ld. Counsel for the applicant and Shri A.N. Tripathi, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Shri Vinay Pandey, Advocate submits that Ld. Counsel for the applicant is not available today and prays for adjournment of the case. Accordingly the case is adjourned.</p> <p style="text-align: center;">List this case on 05.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

M.A. No. 1029 of 2017 Inre: O.A. No. Nil of 2017

Ram Pal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 style="text-align: center;">Present: Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Namit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">The applicant was tried by General Court Martial and he was awarded punishment of life imprisonment and dismissal from service. The applicant filed Original Application in this Tribunal with the prayer to decide his representation. Respondents decided his representation and the applicant was re-instated in the service. Learned counsel for the respondents has submitted that by means of this Original application, the applicant has prayed for back wages which is not permissible as there was no such direction.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for time to show case laws on the subject.</p> <p style="text-align: center;">List this case on 17.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

M.A. No. 312 of 2018 Inre: M.A. No. 906 of 2018
Inre: O.A. No. Nil of 2018

Bhagwan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 Vinay Pandey, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p>Receipt for Rs 500/- has been deposited by Ld. Counsel for the applicant in compliance of order dated 09.07.2018. Order dated 10.11.2017 is recalled and case is restored to its original number. Ld. Counsel for the applicant submits that he has removed the defects as observed by the Registry.</p> <p>Ld. Counsel for the respondents prays for four weeks' time to file objection on application for condonation of delay.</p> <p>As prayed, list this case on 08.10.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 116 of 2013

Karamati Iqbal Khan
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 style="text-align: center;">Present: Shri K.K.S. Bisht, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">As a matter of last opportunity, two weeks' further time is granted to Ld. Counsel for the respondents to file counter affidavit to the amended portion of the application.</p> <p style="text-align: center;">List this case on 05.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 278 of 2016

Chhedi Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. Heard Ld. Counsel for the parties. Arguments concluded. Judgment reserved.</p> <p style="text-align: center;">(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
Court No.1

O.A. No. 133 of 2017

Hari Shankar Singh Chauhan
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' further time to file copy of the RSMB through an affidavit.</p> <p>The case is ripe for hearing.</p> <p>List this case on 01.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 502 of 2017

Harishanker Dwivedi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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. Singh, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant submits that he shall file rejoinder affidavit in the Registry during course of the day after providing copy of the same to Ld. Counsel for the respondents.</p> <p>List this case on 03.10.2018 for orders.</p> <p style="text-align: center;">(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
Court No.1

T.A. No. 17 of 2010

Smt Suman Devi & Others
By Legal Practitioner for the Petitioners

Petitioners

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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: None for the petitioners and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>In this case It has been informed at Bar that Shri PN Chaturvedi, Ld. Counsel for the petitioner has expired. In compliance of order of this Tribunal dated 10.04.2018 and again on 02.07.2018 notice was sent to legal heirs of the petitioner to engage another counsel. Said notices have not been received back served or unserved. As per Armed Forces Tribunal Practice Rules 24 (3) of 2009 service of notice shall be deemed to be held sufficient after elapse of 30 days from the date of issue of notice to the petitioner.</p> <p>The notices have been issued to the petitioner twice but no one has appeared on his behalf. It appears that he is not interested to pursue his case.</p> <p>T.A. No 17 of 2010 is dismissed due to non-prosecution.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

M.A. No. 1874 of 2016 with M.A. No. 1875 of 2016
Inre: O.A. No. 294 of 2015

Yogendra Kumar Sharma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 style="text-align: center;">Present: Shri O.P. Kushwaha, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that he is not prepared to argue the case today and prays for adjournment. Accordingly the case is adjourned.</p> <p style="text-align: center;">List this case on 04.10.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1
O.A. No. 98 of 2011

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

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 style="text-align: center;">Present: Shri S.K. Pandey, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p>This is an old case of 2011. It is a case of a soldier who was eligible for reservist pension as per Circular No- 278 and the advice of PCDA (P), Allahabad to OI/C Beg Records, c/o 56 APO vide their letter dated 05.07.2011. The applicant has since died and has been substituted by his wife. On one hand, we are finding evidence in the Original Application where Record Office has forwarded forms to the applicant's husband during his life time for claiming reservist pension, on the other hand we also find that the respondents are repeatedly taking the plea on various grounds that the applicant's husband is not eligible for reservist pension. The destruction of service documents and availability of limited details in LR can't be a bar for claiming reservist pension.</p> <p>Considering the shifting stand of respondents, we direct them to file their stand on an affidavit as to the eligibility of the applicant's husband for reservist pension. The issue that the name of applicant is not there in records as wife, in our opinion is not a major issue. The law on this aspect is clear. The truth must prevail and the records can be corrected as per due procedure. Hence the respondents are given a last opportunity to clear their stand on the eligibility of the applicant's husband for reservist pension.</p> <p style="text-align: center;">List this case on 12.09.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 101 of 2016

Smt Madhubala
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p>In compliance of our earlier order dated 13.07.2018 Ld. Counsel for the respondents has filed compliance report regarding details of payment made to the applicant which is taken on record. Prayer has also been made to recall the order whereby cost of Rs 5000/- was imposed. It is submitted by Ld. Counsel for the respondents that several agencies are involved, therefore delay occurred and now the order has been fully complied with.</p> <p>In view of the above, cost imposed earlier is hereby waived. Objection, if any, may be filed by Ld. Counsel for the applicant by the date fixed.</p> <p>List this case on 07.09.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 251 of 2016

Smt. Kanta Devi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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.S. Bisht, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that he will file supplementary counter affidavit in the Registry during course of the day after providing copy to Ld. Counsel for the applicant.</p> <p>List this case on 03.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 318 of 2017

Jag Mohan Sharma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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 Rakesh Kumar, Advocate holding brief for Shri Dharmesh Sinha, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Shri Rakesh Kumar, Advocate submits that, Ld. Counsel for the applicant is not available today and prays for adjournment. Accordingly the case is adjourned.</p> <p>List this case on 31.08.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 381 of 2017

Kamil Nisa
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant submits that he shall file supplementary rejoinder affidavit in the Registry during course of the day after providing copy of the same to Ld. Counsel for the respondents.</p> <p>List this case on 05.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

T.A. No. 24 of 2012

Yogendra Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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: None for the petitioner and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p>List revised.</p> <p>Neither the applicant nor his counsel is present to argue the case in second round after pass over nor there is any request to adjourn the case.</p> <p>The case is dismissed for non prosecution.</p> <p style="text-align: center;">(Air Marshal BBP 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
Court No.1

O.A. No. 378 of 2018

Smt Vibha Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2018</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, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>By means of this Original Application, the applicant has challenged the vacation notice dated 13.07.2018. The perusal of records indicates that several notices were given to the husband of the applicant to vacate the accommodation but the applicant has not vacated the said accommodation since last four years and Ld. Counsel for the applicant has not filed those notices. Admittedly the applicant is in jail in a case under POCSO Act and his bail application has been rejected by the District Court as well as by the High Court.</p> <p>Ld. Counsel for the applicant prays for time to show case laws on the point that show cause notice can be challenged and also to bring on record the earlier notices received by him.</p> <p>Perusal of record shows that action has been taken against the husband of the applicant under Public Premises (Eviction of unauthorised occupants) Act 1971. Section 9 of the said Act makes specific provision of appeal. Learned counsel for the applicant shall also show law as to how the proceedings under Public premises (Evidence of unauthorised Occupants) Act can be challenged in this Tribunal.</p> <p>List this case on 14.09.2018 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>