

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

O.A. No. 97 of 2017

Sobh Nath

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice SVS Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Judgment pronounced. O. A. No. 97 of 2017 is dismissed. For orders, see our judgment and order of date passed on separate sheets. Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice SVS Rathore) Member (J)</p> <p>gsr</p>

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

Court No. 1

Ex.A. No.199 of 2018
Inre O.A.No.245 of 2016

Dhirendra Nath Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Col AK Srivastava (Retd), Advocate holding brief of Shri Anand Saran, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents.</p> <p><u>Ex.A. No.199 of 2018</u></p> <p>This is an application for execution of the order dated 06.12.2017 passed in O.A.No. 245 of 2016.</p> <p>Col AK Srivastava (Retd), Advocate, holding brief, prays for adjournment of the case on the ground of non availability of the learned counsel for the applicant.</p> <p>Learned counsel for the respondents submits that there is an error apparent on the face of order because the benefit of rounding off has been given to the applicant from the date of discharge i.e. 07.05.1971, when the said benefit was not applicable to the applicant, as the benefit of rounding off of disability pension is applicable only w.e.f. 01.01.1996.</p> <p>He prays for and is granted four weeks' time to move correction application for correction of this error.</p> <p>List this case on 29.01.2019 for orders</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: right;">(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. 200 of 2018
Inre O.A.No. 585 of 2017

Ex Hav (Hony Nb Sub) Rajeet Singh Negi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R Chandra, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents.</p> <p><u>Ex.A. No.200 of 2018</u></p> <p>This is an application for execution of the order dated 13.12.2017 passed in O.A.No.585 of 2017.</p> <p>In this case, PPO regarding the service pension has been issued to the applicant, but it was also directed in the order under execution to pay the interest @10% per annum from the due date, till the actual payment if the same is not paid within the stipulated period. The said amount of interest has not been paid to the applicant.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to ensure payment of interest payable to the applicant.</p> <p>List this case on 29.01.2019 for filing compliance report, failing which the respondents shall have to deposit cost of Rs.5000/- in the Registry, which will be paid to the applicant through cheque.</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.901 of 2018
Inre O.A.No.Nil of 2018

Vais Dependra Bhadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R Chandra, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p><u>M.A.No.901 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for conducting the RSMB to assess his further disability, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 28.01.2019 for orders before the Registrar Court.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: right;">(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. 1317 of 2018
Inre O.A.No.Nil of 2018

Vikram Singh Bhandari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R Chandra, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A.No. 1317 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for benefit of rounding off of disability pension, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 21.01.2019 for orders before the Registrar Court.</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

O.A.No.221 of 2015

Smt Moti Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>In reply to the case law relied upon by the learned counsel for the applicant, learned counsel for the respondents has filed a copy of the judgment of the Hon'ble Apex Court passed in the case of Santosh Devi vs Union of India & Ors (Civil Appeal No.4853 of 2016) decided on May 06, 2016, a copy which has been provided to the learned counsel for the applicant, who prays for and is granted four weeks' time to go through it.</p> <p style="text-align: center;">List this case on 23.01.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, original record pertaining to the case shall be produced by the respondents.</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

O.A.No.296 of 2015

Prakash Rai
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Maj RD Singh (Retd), learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file supplementary counter affidavit during the course of the day, after providing a copy of the same to the learned counsel for the applicant.</p> <p>List this case on 28.01.2019 for hearing.</p> <p>Meanwhile, reply to the said supplementary counter affidavit may be filed by the learned counsel for the applicant, if he so desires.</p> <p>On the date fixed, original record pertaining to the case shall be produced by the respondents.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p>

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

Court No. 1

O.A.No.95 of 2017
with M.A.Nos. 665 of 2018 & 666 of 2018

Gaganjot Kaur
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Misra, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that Review Application has been filed, which is listed before the Hon'ble Chandigarh Bench of AFT.</p> <p style="text-align: center;">List this case on 10.01.2019 for orders</p> <p style="text-align: center;">On the said date, learned counsel for the respondents shall furnish information regarding the orders, so passed in the Review Application.</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

DY. No. 3252 of 2018 Inre O.A. No. Nil of 2018

Ex Sep Umesh 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
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04.12.2018

Hon'ble Mr. Justice S.V.S. Rathore, Member (J)

Hon'ble Air Marshal BBP Sinha, Member (A)

Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.

Present: Shri K.K. Misra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.

Learned counsel for the applicant has not removed the defects as pointed out by the Registry on 03.12.2018.

It is submitted by learned counsel for the applicant that he has moved an application in the Registry to the effect that impugned order is not available but this application is not on record.

Registry is directed to list this case on 15.01.2019 alongwith the said application.

Meanwhile objection on the application for condonation of delay may be filed by learned counsel for the respondents.

(Air Marshal BBP Sinha)

(Justice S.V.S. Rathore)

Member (A)

Member (J)

SB

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1957 of 2018 Inre O.A. No. Nil of 2018

Sub (STA) Arvind Kumar Thakur

Applicant

By Legal Practitioner for the Applicant

Versus

Secretary GOI MOD

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</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: Col A.K. Srivastava (Retd), learned counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1957 of 2018</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of promotion. As per office report, it is delayed by 02 months & 29 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 10.01.2019 for orders before Registrar Court.</p> <p>(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. 1958 of 2018 Inre O.A. No. Nil of 2018

Col Sunil Singh (Retd)

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</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 Gyan 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: Col A.K. Srivastava (Retd), learned counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1958 of 2018</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of disability pension. As per office report, it is delayed by 09 months & 19 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 10.01.2019 for orders before Registrar Court.</p> <p>(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

O.A. No. 572 of 2018

Col Abhiram Chandra Mishra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</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 K.K. Misra, learned counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p><u>O.A. No. 572 of 2018</u></p> <p>By means of this application, the applicant has challenged the letter whereby the extension of reemployment in service has been denied to him.</p> <p>The matter needs to be adjudicated.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 25.01.2019 before Registrar Court for exchange of pleadings.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1959 of 2018 with M.A. No. 1960 of 2018 Inre O.A. No. 225 of 2018

Union of India & Others

Applicant-respondents

By Legal Practitioner for the Applicant

Versus

Ex Dfr Rakesh Kumar

Respondent-applicant

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</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 Kumar Singh, Ld. Counsel for the applicant-respondents.</p> <p>Learned counsel for the applicant-respondents has only argued that this application for leave to appeal is barred by time and no question of law of general public importance involved, has been brought in the notice of the Court.</p> <p><u>M.A. No. 1959 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 17.10.2018, passed by this Court in O.A. No. 225 of 2018.</p> <p>This application has been filed by the applicant-respondents after expiry of the period of limitation. As per office report, there is delay of 13 days in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal shall be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal.</p> <p>In view of this, the application for condonation of delay cannot be entertained and it is hereby rejected.</p> <p><u>M.A. No 1960 of 2018</u></p> <p>This application for grant of leave to appeal, having been moved by the applicant-respondents beyond the statutory period of 30 days. Since the application</p>

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, therefore, this application is also rejected.

Accordingly, application for leave to appeal is rejected on the ground of delay as well as on merits.

(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. 203 of 2016 Inre T.A. No. 39 of 2013

Selina John

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>04.12.2018</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 D.K. Pandey, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 203 of 2016</u></p> <p>This is an application filed by the petitioner for execution of order dated 02.03.2016 passed by this Tribunal in T.A. No. 39 of 2013.</p> <p>Learned counsel for the respondents submits that stay order passed by the Hon'ble Apex Court is still in force.</p> <p>List this case on 25.02.2019 for orders.</p> <p>On the said date, learned counsel for the respondents shall furnish the present status of the said appeal.</p> <p>(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

EX.A. No. 73 of 2017 Inre T.A. No. 96 of 2016

Maj Gen DVS Rana

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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p><u>EX. A. No. 73 of 2017</u></p> <p>This is an application filed by the petitioner for execution of order dated 08.02.2017 passed in T.A. No. 96 of 2016.</p> <p>Learned counsel for the respondents submits that stay order passed by the Hon'ble Apex Court is still in force.</p> <p>List this case on 25.02.2019 for orders.</p> <p>On the said date, learned counsel for the respondents shall furnish the present status of the said appeal.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

EX.A. No. 59 of 2018 Inre T.A. No. 34 of 2010

Vinay Kumar

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>04.12.2018</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: The petitioner, Vinay Kumar in person and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 59 of 2018</u></p> <p>This is an application filed by the petitioner for execution of order dated 09.08.2017 passed by this Tribunal in T.A. No. 34 of 2010.</p> <p>Compliance report filed by learned counsel for the respondents is taken on record.</p> <p>In this case, the petitioner has admitted that he has received Rs. 14,74,672/- but the cost has not been paid to him.</p> <p>On behalf of the respondents, it is submitted that cost of Rs. 30,000/- imposed earlier by this Tribunal has already been deposited in the Registry. Registry is directed to make the payment of cost to the petitioner.</p> <p>It is informed by learned counsel for the respondents that in this case PPO has already been issued to the petitioner and a copy of the same has been provided to the petitioner.</p> <p>Since order under execution has been complied with, this Execution Application is hereby disposed of with liberty to the petitioner to approach this Tribunal in case he does not receive the payment in pursuance to PPO within a reasonable time.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

EX.A. No. 136 of 2018 Inre O.A. No. 268 of 2018

Nand Lal Gupta

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</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), learned counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 136 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 22.05.2018 passed by this Tribunal in O.A. No. 268 of 2018.</p> <p>It is informed on behalf of the respondents that in pursuance to order under execution, statutory complaint of the applicant dated 03.11.2017 has been disposed of by the competent authority. Regarding the payment of cost of Rs. 10,000/-, he prays for time to deposit the same after seeking instruction from the authority concerned.</p> <p>As prayed by the respondents, list this case on 08.01.2019 for orders.</p> <p>(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

O.A. No. 115 of 2018

Smt. Rajeshwari 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>04.12.2018</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>Judgment pronounced. Original Application is allowed partly. For orders, see our judgment and order of date passed on separate sheets. Misc Applications, pending if any, shall be treated to have been disposed of.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 134 of 2017

Shyam Babu Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that the pleadings are complete.</p> <p>List on 12.02.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. of 424 of 2017

Dinesh Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R.Chandra, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>In the case the issue of maintainability of this case is required to be adjudicated.</p> <p>Ld. Counsel for the applicant prays for adjournment for preparation of the case.</p> <p>List this case on 18.01.2019 for orders with the direction that no further adjournment shall be granted.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 550 of 2017

Smt Kalash Kumari

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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri V.K. Pandey, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that the pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 28.01.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 67 of 2018

Arun Kumar Misra

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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Maj. R.D. Singh (Retd.), Ld. Counsel for the applicant and Ms. Appoli Shrivastava, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that the pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 30.01.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 71 of 2018

Rakesh Kumar Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>It is informed at Bar that the pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 31.01.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A. No. 10 of 2017

Praveen Kumar

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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Om Prakash, Ld. Counsel for the petitioner and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the petitioner submits that he shall file the Supplementary Affidavit in the registry during the course of the day.</p> <p>List this case on 31.01.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A. No. 20 of 2017

Dhananjay Kumar

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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col. Y.R. Sharma (Retd.), Ld. Counsel for the petitioner and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the petitioner submits that because of mistake in noting the date of this case, he could not file the Supplementary Affidavit today and prays for adjournment.</p> <p>List this case on 11.01.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 265 of 2014

Abhishek Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Sunil Kumar Singh, Advocate holding brief of Shri T.N. Tiwari, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment on the ground of illness of Ld. Counsel for the applicant.</p> <p>List this case on 23.01.2019 for further hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 80 of 2018

Warrant Officer Gore 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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col. Rakesh Johri (Retd.) and Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant submits that he is not prepare with the case and prays for adjournment.</p> <p>List this case on 01.02.2019 for further hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

EX.A. No. 53 of 2018 Inre O.A. No. 231 of 2015

Guptesh Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: The applicant Shri Guptesh Kumar in person and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>The applicant Shri Guptesh Kumar prays for adjournment.</p> <p><u>EX.A. No. 53 of 2018</u></p> <p>This Execution Application has been filed by the applicant for execution of Order dated 30.10.2017 passed in O.A. No. 231 of 2015 wherein an order was given to the respondents to consider the case of the applicant for grant of disability pension, keeping in view the Re-survey Medical Board proceedings dated 04.08.2017.</p> <p>In compliance of the order dated 30.10.2017, Ld. Counsel for the respondents has placed a copy of speaking order dated 25.05.2018 passed by the respondents. A copy of the order dated 25.05.2018 has been provided to the applicant today in the Court.</p> <p>Since the order dated 30.10.2017 passed by this Tribunal has been complied with, hence, this Execution Application is dismissed as infructuous.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 106 of 2013 With Dy. No. 870 of 2018

Mahabir 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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Arun Kumar Ojha, Ld. Counsel for the applicant and Major Vikas Sharma, OIC Legal Cell for the respondents.</p> <p>Ld. Counsel for the applicant prays for adjournment to argue on the application for bail.</p> <p>Since the case is pending since the year 2013, therefore, we direct the respondents to produce the original records pertaining to this case for perusal of the Bench so that the case may be dispose of finally.</p> <p>List this case on 14.01.2019 for hearing.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 113 of 2017

Sukhraj 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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Rohit Kumar, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents.</p> <p>Arguments heard.</p> <p>Order is reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. of 595 of 2017

Girja Shanker Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the has placed reliance on the photocopy of a document attached with the Original Application to show the percentage of disability. When he was asked to place the original of the said document, he prays for and is granted one week's time to produce the same.</p> <p>List this case on 12.12.2018 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 633 of 2017

Abinash Chand

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>04.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Col. Y.R. Sharma (Retd.), Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for time to explain the nature of the disease and what does 'Constitutional' stands for, as mentioned in the IMB.</p> <p>List this case on 14.01.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>