

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

Court No. 1

O.A. No. 195 of 2015

Narendra Kumar Rai
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.09.2018</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;">O.A. No. 195 of 2015, Narendra Kumar Rai vs. Union of India and others is dismissed.</p> <p style="text-align: center;">For order, see our judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</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. 1477 of 2018 Inre: O.A. No. 118 of 2017

Smt Rajwati 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>05.09.2018</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 A.N. Shukla, Ld. counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that cost imposed for recall of order has been deposited and receipt of the same shall be deposited in the Registry during the course of day.</p> <p style="text-align: center;">List this case on 08.10.2018 before Registrar Court for exchange of pleadings.</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

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>05.09.2018</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;">Learned counsel for the respondents submits that he does not intend to file counter affidavit to the amended portion of the O.A.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted four weeks time to file rejoinder affidavit, the reply of counter affidavit, filed by the respondents.</p> <p style="text-align: center;">List this case on 23.10.2018 for orders before Registrar Court.</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

O.A. No. 224 of 2016

Shivjeet 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>05.09.2018</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 Dr. Shailendra Sharma Atal, 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 day after providing a copy of the same to learned counsel for the respondents.</p> <p style="text-align: center;">List this case on 13.11.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

O.A. No. 09 of 2017

Smt Radha Devi 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>05.09.2018</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;">Learned counsel for the applicant prays for and is granted two weeks further time to carry out the amendment in the prayer clause of the Original Application.</p> <p style="text-align: center;">List this case on 08.10.2018 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

O.A. No. 130 of 2015

Prashantha Kumar PG 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>05.09.2018</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 applicant and Ms Deepti P. Bajpai, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant, in compliance to order dated 15.05.2018, has not filed chart of events and compilation of case law on which he placed reliance. Learned counsel for the applicant prays for and is granted four weeks further time to file the same.</p> <p style="text-align: center;">List this case on 13.11.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

OA NO. 86 of 2017

Awadhesh Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India and others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.09.2018</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;">This Original Application was finally heard on 30.08.2018 and judgment was reserved.</p> <p style="text-align: center;">While dictating judgment, it was felt that rehearing is required for clarification on issues relating to constitution and conduct of Department Promotion Committee (DPC) and provisions relating to raising of Annual Confidential Reports (ACR) and Non Initiation Reports (NIR).</p> <p style="text-align: center;">Accordingly, list the case for rehearing on 11.09.2018.</p> <p style="text-align: center;">Registry shall inform learned counsel for the parties accordingly.</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>anb</p>

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

O.A. No. 94 of 2014

Gyanendra 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>05.09.2018</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. Mishra, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p>This case was taken up in the revised list.</p> <p>Learned counsel for the applicant Shri K.K. Mishra appeared before the Tribunal and submitted that he has absolutely no instructions from his client, due to which he was seeking adjournment for the last several dates. Today he said that this case may be dismissed for want of instructions.</p> <p>Accordingly, this case is dismissed for want of instructions. Miscellaenous application (s), if any pending shall be treated to have been disposed of.</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>JPT</p>

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

O.A. No. 36 of 2016

MK Chandrasekharan
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>05.09.2018</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 Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>This case was taken up in the revised list.</p> <p>Learned counsel for the applicant submits that he could not get the case law in support of his submission. He prays for adjournment.</p> <p>List this case on 19.11.2018 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>JPT</p>

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

O.A. No. 643 of 2017

Narendra 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>05.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Ms Amrita Chakraborty, learned counsel appears for the respondents.</p> <p>This case was taken up in the revised list.</p> <p>None appeared on behalf of the applicant.</p> <p>Accordingly, the case is dismissed for want of prosecution.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>JPT</p>

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

O.A. No. 93 of 2016

Smt Shakuntala 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>05.09.2018</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 V.K. Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for adjournment of the case to take steps for substitution of the legal heirs of the applicant.</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 19.11.2018 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. 268 of 2016

Vinod 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>05.09.2018</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 Dilip Pandey, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that original record pertaining to the case could not be produced. Perusal of the original record is necessary for decision of the case. Learned counsel for the respondents prays for and is granted four weeks' further time to produce the original record.</p> <p style="text-align: center;">List this case on 13.11.2018 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. 240 of 2017

Sinhasan 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>05.09.2018</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 Y.R. Sharma (Retd), Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for adjournment of the case to prepare with the brief.</p> <p style="text-align: center;">It is submitted on behalf of the respondents that the original record pertaining to the case could not be produced. On the next date, the original record shall be produced by the respondents.</p> <p style="text-align: center;">List this case on 16.11.2018 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. 558 of 2017

Jitendra 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>05.09.2018</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 Shri Virendra Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted four weeks' time to file supplementary rejoinder affidavit to bring on record the documents indicating that Smt Radha Devi was the wife of the deceased soldier.</p> <p style="text-align: center;">Learned counsel for the respondents also prays for and is granted the same time to bring on record the copy of the relevant entries of Long Roll which indicates the name of wife of the deceased soldier.</p> <p style="text-align: center;">List this case on 12.11.2018 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. 30 of 2018

Harbinder 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>05.09.2018</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. Mishra, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that he has filed the rejoinder affidavit in the Registry.</p> <p style="text-align: center;">Heard learned counsel for the parties on merits.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Judgment 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>PKG</p>

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

O.A. No. 111 of 2018

Dharambir 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>05.09.2018</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 Shri A.K. Sahu, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted four weeks' time to amend the prayer clause of the O.A.</p> <p style="text-align: center;">List this case on 19.11.2018 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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

M.A. No. 1558 of 2018 Inre: O.A. No. Nil of 2018

Ex Sailor Sohan 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>04.09.2018</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 shall be shown in the cause list as Ld. Counsel for the respondents.</p> <p>Present: Shri Durgesh Kumar Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>By means of this O.A., the applicant has made prayer for grant of disability pension. Learned counsel for the respondents submits that there is delay of 45 years, 03 months and 07 days in filing of O.A. He prays for and is granted four weeks' time to file objection on application for condonation of delay.</p> <p>List this case on 15.11.2018 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. 1559 of 2018 with M.A. No. 1560 of 2018
Inre: O.A. No. 122 of 2018

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

Applicant-Respondents

Versus

Anant Bahadur Singh
By Legal Practitioner for Respondent-Applicants

Respondent-Applicants

Notes of the Registry	Orders of the Tribunal
	<p><u>04.09.2018</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.C. Shukla, Ld. counsel for the applicant-respondents.</p> <p style="text-align: center;"><u>M.A. No. 1559 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. 122 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 03 months & 04 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</i></p>

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.”

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 1560 of 2018

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

Even otherwise also, we 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)

ukt

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

Ex-A No. 42 of 2018 along with R.A. No. 23 of 2018
with M.A. No. 775 of 2018 Inre: O.A. No. 183 of 2016

Smt Bhagwan 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>04.09.2018</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. Mishra, Ld. counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits compliance of order of this Tribunal is in process. He prays for and is granted four weeks' time to file compliance report.</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

Ex-A No. 72 of 2018 Inre: O.A. No. 220 of 2017

Nasir Ahmed 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>04.09.2018</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 Shyam Singh, Ld. Counsel for the respondents.</p> <p>Learned counsel for the respondents has produced before us a letter dated 31.08.2018 which shows that compliance of order of this Tribunal is in process. He prays for and is granted four weeks' further time to file compliance report.</p> <p>List this case on 22.10.2018 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

Ex-A No. 116 of 2018 Inre: O.A. No. 137 of 2017

Awadesh Kumar 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>04.09.2018</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits compliance of order of this Tribunal dated 16.01.2018 passed in O.A. No 137 of 2017 is in process. He prays for and is granted four weeks' time to file compliance report.</p> <p style="text-align: center;">List this case on 23.10.2018 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

Ex-A No. 120 of 2018 Inre: O.A. No. 16 of 2017

Kulbhushan 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>04.09.2018</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 Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that compliance of order of this Tribunal dated 02.02.2018 passed in O.A. No 16 of 2017 is in process. He prays for and is granted four weeks' further time to file compliance report.</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>ukt</p>

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

M.A. No. 82 of 2017 with M.A. No. 1443 of 2018
& M.A. No. 1444 of 2018 Inre: O.A. No. Nil of 2017

Sukhvinder Singh Kandari & Ex Sub Gauri 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>04.09.2018</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 Ms Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1443 of 2018 & M.A. No. 1444 of 2018</u></p> <p>The applicant has filed substitution application alongwith application for condonation of delay in filing substitution application. Learned counsel for the respondents submits that there is delay of 01 month and 23 days in filing substitution application. He prays for and is granted four weeks' time to file objection.</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>ukt</p>

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

M.A. No. 1428 of 2017 Inre: O.A. No. Nil of 2017

Nitesh Kumar 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>04.09.2018</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 Ravi Shankar Pandey, 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 discharge order. As per report of the Registry, there is delay of 04 months and 26 days in filing the Original Application.</p> <p>Learned counsel for the applicant was asked on what ground he has made request for condonation of delay because there is no ground explaining the delay in filing Original Application challenging the discharge of the applicant.</p> <p>Learned counsel for the applicant prays for and is granted two weeks time to file better affidavit in support of application for condonation of delay.</p> <p>List this case on 24.10.2018 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

M.A. No. 1471 of 2017 Inre: O.A. No. Nil of 2017

Pawan 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>04.09.2018</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. Gyan Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1471 of 2017</u></p> <p>By means of this O.A., the applicant has challenged the discharged order. There is delay of 12 years, 11 months and 13 days in filing the O.A.</p> <p>None is present on behalf of the applicant to press this case. In the interest of justice, the case is adjourned.</p> <p>Since it is an old case, list on 26.10.2018 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. 2001 of 2017 Inre: O.A. No. Nil of 2017

Nihal 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>04.09.2018</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 Shri Ashish Agnihotri, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file better affidavit in support of application for condonation of delay.</p> <p>List this case on 26.10.2018 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

O.A. No. 361 of 2012

Sangeeta 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>04.09.2018</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. Singh, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">By means of this application, the applicant has prayed for grant of maintenance allowance.</p> <p style="text-align: center;">Learned counsel for the respondents has argued that Hon'ble Regional Bench, Chandigarh has decided that the army authorities have no right to grant maintenance allowance and it shall be decided by competent Civil Court.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted four weeks' time to go through the said judgment and make his submission.</p> <p style="text-align: center;">List this case on 25.10.2018 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. 325 of 2018

Sachchida Nand 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>04.09.2018</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. Shri Namit Sharma, Ld. Counsel for the respondents is present.</p> <p>In this case, the applicant has made prayer for grant of pension of higher rank of Naib Subedar. Since none is present on behalf of the applicant, the case is adjourned for the day.</p> <p>List this case on 26.10.2018 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

R.A No. 45 of 2018 with M.A. No. 1496 of 2018
Inre: O.A. No. 680 of 2017

Beda Nand 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>04.09.2018</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 Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p style="text-align: center;">Shri Bhanu Pratap Singh, Govt. counsel, submits that Shri Anurag Mishra, learned counsel for the respondents has not come to the Court due to rain and 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 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

D.Y. No. 980 of 2014

Asha 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>04.09.2018</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 Y.R. Sharma (Retd), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that he has not yet received the complete file from his client and he is not prepared with the case.</p> <p style="text-align: center;">From perusal of record, it transpires that punishment of severe reprimand was not passed by SCM and the original application has been moved under Section 14 of Armed Forces Tribunal Act, 2007, challenging the order of severe reprimand. Learned counsel for the applicant is directed to make submission on the date fixed as to how this O.A. under Section 14 of AFT Act is maintainable before this Tribunal challenging punishment of severe reprimand.</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) (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. 31 of 2014

Jeetendra 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>04.09.2018</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. Misra, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that he could not prepare the case and prays for adjournment. As prayed, the case is adjourned for the day.</p> <p style="text-align: center;">List this case on 01.11.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

T.A. No. 82 of 2012

Mahavir Singh Rawat 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>04.09.2018</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 Y.R. Sharma (Retd), Ld. Counsel for the petitioner and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the petitioner prays for and is granted four weeks time to prepare the synopsis.</p> <p style="text-align: center;">List this case on 31.10.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

T.A. No. 49 of 2016

Vijay Kumar Upadhyaya
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>04.09.2018</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, Advocate holding brief of Shri V.A. Singh, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Shri P.K. Shukla, Advocate submits that Shri V.A. Singh, learned counsel for the petitioner is out of station and 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 14.11.2018 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

Ex-A No. 99 of 2017 Inre: O.A. No. 63 of 2010

Rupesh Vardhan

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>04.09.2018</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 Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>In pursuance of our earlier order dated 18.07.2018, cost has been deposited.</p> <p>Admittedly, the applicant has been reinstated in the month of December 2017 in pursuance of the order under execution, but he not yet been paid salary for the last more than eight months alongwith back wages. This is a very surprising on the part of the respondents and amounts to begar from an employee, which is unconstitutional.</p> <p>Respondents are directed to ensure the payment of salary alongwith the back wages, to which the applicant is entitled to under law within a period of six weeks from today, failing which they will have to deposit additional cost of Rs.30,000/- in the Registry, which shall be paid to the applicant.</p> <p>List this case on 23.10.2018 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

Ex-A No. 10 of 2018 Inre: T.A. No. 41 of 2012

Smt Indra Kumari Gurung 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>04.09.2018</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 is present on behalf of the petitioner. Shri Amit Jaiswal, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">Since Smt Indra Kumari Gurung, petitioner has expired, his daughter is present before the Tribunal. Several opportunities have been given to the learned counsel for the petitioner to move application for substitution for substituting her legal heirs, but no steps have been taken so far.</p> <p style="text-align: center;">However, in the interest of justice, we grant last opportunity to the learned counsel for the petitioner to move substitution application for substituting the legal heirs of the petitioner.</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. 194 of 2017

Sushil Kumar 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>04.09.2018</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 Sunil Sharma, Ld. Counsel for the respondents.</p> <p>Shri Anand Saran, Advocate submits that the applicant has suffered a fracture and he could not attend the Court, hence steps could not be taken to implead the Bank as a party in this case and prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 12.11.2018 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. 505 of 2017

Smt Jayanti 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>04.09.2018</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. Mrs Babita Verma, Advocate holding brief of Shri GS Chauhan, learned counsel for the respondent no.5 is present.</p> <p>Mrs Babita Verma, Advocate submits that due to heavy rain, Shri GS Chauhan, learned counsel for the respondent no.5 has not come to the Tribunal and prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 02.11.2018 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. 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>04.09.2018</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 either of the parties.</p> <p>It is informed at the Bar that due to heavy rain, learned counsels for the parties could not come to the Tribunal and prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 08.10.2018 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. 198 of 2018

Smt Prabhawati

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>04.09.2018</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 either of the parties.</p> <p>On 08.08.2018 it was submitted by the learned counsel for the applicant before the Registrar Court that rejoinder affidavit is ready and shall be filed within a week. However, the same has not yet been filed.</p> <p>It is informed at the Bar that due to heavy rain, learned counsels for the parties could not come to the Tribunal and prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 31.10.2018 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

EX.A. No. 3 of 2018 Inre T.A. No. 1402 of 2010

Anurag 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>03.09.2018</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. Misra, learned counsel for the petitioner and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p style="text-align: center;">Adjournment is prayed on behalf of the Departmental Representative submitting that learned counsel for the respondents is not present to inform the court for compliance of order under execution. Hence, the case is adjourned.</p> <p style="text-align: center;">List this case on 08.10.2018 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

O.A. No. 111 of 2017

Raj Kumar Verma 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>03.09.2018</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, Shri Namit Sharma, learned counsel for the respondents and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>None is present on behalf of the applicant. On the last two dates, learned counsel for the applicant was directed to inform the Tribunal, the status of the criminal appeal but nothing has been informed.</p> <p>Today, there is resolution of AFT Bar Association not to pass any adverse order because of the Janmashtami festival. Hence, the case is adjourned.</p> <p>List this case on 02.11.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

O.A. No. 299 of 2017

Rajesh Kumar Awasthi
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>03.09.2018</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 applicant in person and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>The applicant, present in person prays for adjournment of the case submitting that his counsel is out of station.</p> <p>Today, there is resolution of AFT Bar Association not to pass any adverse order because of the Janmashtami festival. Hence, 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 record pertaining to the 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>SB</p>

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

O.A. No. 404 of 2017

Ram Bhawan

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>03.09.2018</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 P.K. Shukla, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>It is submitted by Departmental Representative that today being holiday, there is no one in the office, hence original record could not produced before the Tribunal.</p> <p>Perusal of original Record is necessary in this case. Hence, learned counsel for the respondents is directed to produce original record including Court of Inquiry report on the date fixed.</p> <p>List this case on 22.10.2018 for hearing.</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

O.A. No. 480 of 2017

Devender Kumar 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>03.09.2018</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 A.N. Tripathi, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents submits that rejoinder affidavit has been filed by learned counsel for the applicant and a copy of the same has been received by me.</p> <p>None is present on behalf of the applicant.</p> <p>Today, there is resolution of AFT Bar Association not to pass any adverse order because of the Janmashtami festival. Hence, the case is adjourned.</p> <p>List this case on 26.10.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original record pertaining to the 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>SB</p>

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

O.A. No. 648 of 2017 with M.A. No. 893 of 2018

Jagbir 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>03.09.2018</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. Mishra, Ld. Counsel for the applicant and Shri A.K. Sahu, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Keeping in view the controversy involved in this case, perusal of the original record including Court of Inquiry report is necessary.</p> <p style="text-align: center;">Learned counsel for the respondents is directed to produce original record including Court of Inquiry report by the date fixed for perusal of the Bench.</p> <p style="text-align: center;">List this case on 08.10.2018 for hearing.</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. 1557 of 2018 Inre: O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Jagdish 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>03.09.2018</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 Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. His name shall be shown in the cause list as Ld. Counsel for the respondents.</p> <p>Present: None for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1557 of 2018</u></p> <p>This is an application for condonation of delay in filing of the O.A. Ld. Counsel for the respondents submits that there is a delay of 08 years, 08 months and 17 days in filing the O.A. He prays for and is granted four weeks time to file objection on application for condonation of delay.</p> <p>List this case on 02.11.2018 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. 411 of 2018

Ex Rect Jitendra Kumar 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>03.09.2018</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. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown in the cause list as Ld. Counsel for the respondents.</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 respondents submits that this O.A. has been filed for grant of disability benefit from AGIF and adjudication on the same matter is pending before the Apex Court. The present case shall be decided on outcome of the decision of the Hon'ble Apex Court.</p> <p>List this case on 29.11.2018 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

Ex-A No. 167 of 2018 Inre: O.A. No. 556 of 2017

Ex Nk Govind Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.09.2018</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 Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record. His name shall be shown in the cause list as Ld. Counsel for the respondents.</p> <p>Present: Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p>This is an application for execution of order dated 17.04.2018 passed in O.A. No 556 of 2017. Ld. Counsel for the respondents submits that compliance of order is in process. He prays for and is granted four weeks' time to file compliance report.</p> <p>List this case on 30.11.2018 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. 1265 of 2017 Inre: O.A. No. Nil of 2017

Radhey Shyam
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>03.09.2018</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. Mishra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1265 of 2017</u></p> <p>This is an application for condonation of delay in filing of original application. By means of this Original application, the applicant has prayed for grant of promotion. Ld. Counsel for the respondents submits that there is delay of one month and sixteen days in filing the original application. The reasons given in application for condonation of delay seem to be genuine. Application for condonation of delay is allowed and delay in filing the original application is condoned.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file counter affidavit to which Ld. Counsel for the applicant may file rejoinder affidavit within next two weeks.</p> <p>List this case on 26.10.2018 for orders before Registrar Court for exchange of pleadings.</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. 89 of 2017 Inre: O.A. No. 272 of 2013

Pravat Kumar Behuria
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>03.09.2018</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 Mukesh Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This is an application for execution of order of this Tribunal dated 17.04.2018 passed in O.A. No 556 of 2017. Ld. Counsel for the respondents submits that Order of this Tribunal has already been stayed by the Hon'ble Apex Court.</p> <p style="text-align: center;">List this case on 10.12. 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

Ex-A No. 21 of 2018 Inre: T.A. No. 48 of 2011

Taj Mohd Sheikh
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>03.09.2018</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 Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that in compliance of order dated 06.07.2017 passed in T.A. No. 48 of 2011 Govt sanction was issued but there was some defect, hence compliance of Court order could not be completed. Now fresh corrigendum sanction has been issued and the order shall be complied within four weeks. Ld. Counsel for the respondents further submits that cost imposed vide order dated 18.07.2018 shall be deposited in the Registry within a week.</p> <p>List this case on 12.10. 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

Ex-A No. 119 of 2018 Inre: T.A. No. 07 of 2012

Ganpati 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>03.09.2018</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. Singh, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that compliance of order dated 21.09.2017 passed in T.A. No. 07 of 2012 is in process. He prays for and is granted four weeks' time to file compliance report.</p> <p style="text-align: center;">List this case on 11.10.2018 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>ukt</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

M.A. No. 630 of 2016 with M.A. No. 2060 of 2016,
M.A. No. 529 of 2017 & M.A. No. 1170 of 2017
Inre: O.A. No. Nil of 2016

Ram Nath 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>03.09.2018</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 Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>Shri PN Chaturvedi, Advocate was Counsel for the applicant who has since expired. Now Shri Yash Pal Singh has filed his power as Ld. Counsel for the applicant. On behalf of the applicant prayer was made for granting time to move application for amendment of the O.A. However no steps have been taken by Ld. Counsel for the applicant.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 24.10.2018 for orders.</p> <p>In the meantime Ld. Counsel for the applicant may take steps to move amendment application.</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. 2758 of 2016 with M.A. No. 1266 of 2018
M.A. No. 698 of 2018, M.A. No. 2034 of 2017
Inre: O.A. No. Nil of 2016

Mohd Yunus 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>03.09.2018</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 Ms Appoli Srivastava, Ld. Counsel for the respondents.</p> <p>Substitution application filed by Ld. Counsel for the applicant is taken on record. Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection on substitution application.</p> <p>List this case on 25.10. 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. 586 of 2018 Inre: O.A. No. Nil of 2018

Smt Anita 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>03.09.2018</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, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted four weeks' time to file amendment application to amend the prayer clause of the O.A.</p> <p style="text-align: center;">List this case on 16.10.2018 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. 809 of 2018 Inre: O.A. No. 228 of 2015

Ramesh Chandra Dixit 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>03.09.2018</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: Applicant is not present. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present.</p> <p>Cost imposed by us on the application for recall of the order has not been deposited by the applicant.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 02.11.2018 for order.</p> <p>(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. 1476 of 2018 along with O.A. (A) No. 383 of 2018

Cpl Achchan Shekh through his wife
Smt Shaheen Shekh
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>03.09.2018</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 Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1476 of 2018</u></p> <p>The applicant has moved bail application on 14.08.2018 and a copy of the same has been provided to the learned counsel for the respondents on 21.08.2018, who prays for and is granted four weeks' time to file objection on the application for grant of bail.</p> <p style="text-align: center;">List this case on 14.09.2018 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

O.A. No. 106 of 2013 with D.Y. 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>03.09.2018</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 is present on behalf of the applicant. Shri Siddharth Dhaon, Ld. Counsel for the respondents is present.</p> <p>The case is ripe for hearing. However, Iind Bail Application has been moved on behalf of the applicant.</p> <p>There is a resolution of the Bar Association, AFT, Lucknow not to pass any adverse order because of the festival of Janmaasthmi.</p> <p>Hence, in the interest of justice, the case is passed over for the day.</p> <p>List this case on 22.10.2018 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. 195 of 2015

Narendra Kumar 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>03.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Rohit Kumar, Ld. Counsel for the applicant and Dr Shailendra Sharma Atal, Ld. Counsel for the respondents. Heard the learned 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>JPT</p>

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

O.A. No. 418 of 2017

Vidyawati 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>03.09.2018</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>The case was taken up today.</p> <p>On behalf of the respondents, a preliminary objection has been raised regarding maintainability of this OA in this Bench. Learned counsel for the respondents submits that the applicant is a resident of District Satna, Madhya Pradesh and apart from it, the respondent No. 5 is also a resident of District Rewa, Madhya Pradesh; therefore, this OA is maintainable in Regional Bench, Jabalpur and not in this Bench.</p> <p>On the aforesaid preliminary objection raised on behalf of the respondents, learned counsel for the applicant submits that he has no objection if the matter is sent to Regional Bench, Jabalpur for disposal according to law.</p> <p>In view of the rival submissions made by the parties as aforesaid, we hereby direct the Registry to send the record of this case to Principal Bench, New Delhi for placing it before Hon'ble the Chairperson to pass appropriate orders for transfer of this case to Regional Bench, Jabalpur.</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>LN/-</p>