

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

**M.A. No. 1912 of 2017 Inre: O.A. No. Nil of 2017**

**Neeraj 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><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for time to take steps for issuing fresh notice to respondents no. 13 and 15. Steps be taken within one week.</p> <p style="text-align: center;">List this case on <b>06.09.2018</b> for orders.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 355 of 2017**

**Pratap Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri Prabhav Srivastava, Ld. Counsel for the applicant, Dr. Gyan Singh, Ld. Counsel for the respondents no.1 to 3 and Shri Arvind Kumar Srivastava, Ld. Counsel for the respondents no.4 and 5.</p> <p>Counter affidavit filed on behalf of respondent no.3 by Dr. Gyan Singh, learned counsel for the respondents is taken on record.</p> <p>After hearing learned counsel for the applicant, we take note of the fact that a pensioner has to be paid pension by the bank in accordance with the PPO as well as the pension circulars issued by PCDA (P) Allahabad from time to time. However, it has been submitted by the learned counsel appearing on behalf of the respondent bank that unless and until bank receives revised PPO the amount as per the circular cannot be granted.</p> <p>Prima facie, we do not agree with the submission of the learned counsel for the respondent bank. Hence, we direct the learned counsel appearing for the respondent bank to make this submission by means of filing an affidavit and clarifying following issues:-</p> <p>(a) Why was the pension of family pensioner not revised as per circular letter bearing no. 456 dated 18.03.2011 of PCDA (P) Allahabad and why was the lady paid less pension than her entitlement as per the circular during her life time.</p> <p>(b) That the family pensioner was entitled to further enhanced pension from Rs.16200/- w.e.f. 01.01.2006 to Rs.18558/- w.e.f. 24.09.2012 vide circular no. 503 dated 17.01.2013 from PCDA (P). However, the same was never paid to her in life time. She died on 24.06.2014.</p> <p>(c) What is the stand of the bank or the submission of their learned counsel that the bank will pay only on specific PPO or orders of PCDA (P) to the family pensioner and pension cannot be revised by bank on their own based on PCDA (P) circulars.</p>

(d) What is the stand of bank on paying 8% interest for delayed payment of pension as per RBI guideline on the matter.

List this case on **14.09.2018** for orders.

**(Air Marshal BBP Sinha)**  
**Member (A)**

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

JPT

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

**T.A. No. 40 of 2017**

**Lakhan Singh**

By Legal Practitioner for the Petitioner

Petitioner

**Versus**

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Case was taken up in the revised list.</p> <p>None appeared on behalf of the petitioner.</p> <p>In the interest of justice the case is adjourned.</p> <p>List this case on <b>03.10.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b>                      <b>(Justice S.V.S. Rathore)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>JPT</p>

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

**M.A. No. 2239 of 2016 with M.A. No. 2240 of 2016**  
**Inre: O.A.(A) No.03 of 2013**

<b>Shyambir Singh</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri D.S. Kauntae, 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 respondents submits that he has not received original records, a perusal of which seems to be necessary for proper adjudication of the controversy involved in the case.</p> <p style="text-align: center;">List this case on <b>11.10.2018</b> for hearing.</p> <p style="text-align: center;">The original record shall also be produced by the respondents on the date fixed.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></td><td style="width: 50%; text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></td></tr></table> <p style="text-align: left; margin-top: 5px;">JPT</p>	<b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b>	<b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b>
<b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b>	<b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b>		

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

**O.A. No. 70 of 2012**

**Pratap Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri D.S. Kauntae, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents.</p> <p>In this case, it has been argued by the learned counsel for the applicant that the disciplinary proceeding against the applicant is barred by time. Learned counsel for the respondents prays for time for preparation of the case on this point.</p> <p>List this case on <b>24.08.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b>                      <b>(Justice S.V.S. Rathore)</b> <b>Member (A)</b>                                      <b>Member (J)</b></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. 188 of 2016**

**Durga Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri M.K. Singh, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file supplementary counter affidavit during the course of day, after serving a copy of the same upon the learned counsel for the applicant in the Registry. The Registry is directed to print the name of Shri Amit Sharma, Advocate in the cause list as counsel for the respondents in place of Shri Amit Jaiswal, Advocate.</p> <p>List this case on <b>13.09.2018</b> for hearing.</p> <p>Meanwhile supplementary rejoinder affidavit, if any may be filed by the learned counsel for the applicant.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 210 of 2017**

**Col Jiwan Kumar Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Rajiv Manglik, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard and concluded.</p> <p style="text-align: center;">Judgment <b>reserved</b>.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>



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

**O.A. No. 514 of 2017**

**Ashish Kumar Maharia**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Rohit Kumar, 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 prays for time to search case law on the legal point involved in this case.</p> <p style="text-align: center;">List this case on <b>08.10.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 69 of 2018**

**Mira Devi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents. Arguments heard and concluded. Judgment <b>reserved</b>.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 111 of 2018**

**Dharambir Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri O.P. Kushwaha, Ld. Counsel for the applicant and Shri A.K. Sahu, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant on a query being made from him regarding the prayer clause of the case, has sought time for better preparation of the case.</p> <p>List this case on <b>05.09.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b>                      <b>(Justice S.V.S. Rathore)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>JPT</p>

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

**O.A. (A) No. 39 of 2017 with M.A. No. 1237 of 2018**

**Smt Sunita Singh W/o**  
**Abhishek Kumar Singh (In Custody)**  
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><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">List this case on <b>14.09.2018</b> for hearing.</p> <p style="text-align: center;">Original records shall also be produced by the respondents on the date fixed.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>

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

**Dy No.2078 of 2018 In re: O.A. (Nil) of 2018**

<b>Ex Nk Amit Kumar</b> By Legal Practitioner for the Applicant	-	Applicant
<b>Versus</b>		
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>		
	<p><b><u>07.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri D.S. Kauntae, learned counsel for the applicant. With the permission of the Tribunal this O.A. was filed today. The case was taken up. Several defects have been pointed out by the Registry in this case. Learned counsel for the applicant prays for time to remove the defects. As prayed by the learned counsel for the applicant, list this case on <b>24.08.2018</b> for orders.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></td><td style="width: 50%; text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></td></tr></table> <p style="text-align: left; margin-left: 5px;">JPT</p>	<b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b>	<b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b>
<b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b>	<b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b>		

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

**Ex-A No. 207 of 2017 with M.A. No. 1436 of 2018**  
**Inre: O.A. No. 201 of 2011**

**Govind 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><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Lal Chand Sahu, 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 submits that the order under execution has been complied and this application has become infructuous.</p> <p style="text-align: center;">The execution application is accordingly dismissed as infructuous.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>

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

**Ex-A No. 44 of 2018 Inre: O.A. No. 347 of 2017 alongwith M.A. No. 1433/2018**

**Smt Ram Janki**  
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><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri K.K. Mishra, Ld. Counsel for the applicant and Ms Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p><b><u>M.A. No. 1433/2018</u></b></p> <p>This is an application for recall of the order dated 02.07.2018 by which a cost of Rs.10,000/- was imposed on the respondents. It is submitted on behalf of the respondents that vide letter dated 24.06.2018 the applicant was required to file certain documents, which have not yet been filed by him. The said letter was duly received by the son of Janved Singh (deceased soldier) on 24.06.2018.</p> <p>Learned counsel for the applicant has no knowledge regarding this letter and he prays for time to seek instructions and to comply with the directions contained in this letter. Therefore, we find valid ground to recall the order only to the extent of imposing the cost of Rs.10,000/- vide order dated 02.07.2018.</p> <p>Learned counsel for the applicant undertakes to give the required documents within a week from today to the learned counsel for the respondents for further processing of the matter.</p> <p>List this case on <b>14.09.2018</b> for orders.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>

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

**M.A No. 2247 of 2017 with M.A. No. 2248 of 2017**  
**M.A. No. 121 of 2018 Inre: T.A. No. 1000 of 2010**

**SmtKalawati Devi** Petitioner  
By Legal Practitioner for the Petitioner

**Versus**

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Sunil Sharma, Ld. Counsel for the respondents. Case was taken up in the revised list. None appeared on behalf of the petitioner to press M.A. No. 2248 of 2018 moved for recall of the order dated 27.08.2015. It is accordingly <b>dismissed.</b></p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <span style="margin-left: 100px;"><b>(Justice S.V.S. Rathore)</b></span> <b>Member (A)</b> <span style="margin-left: 100px;"><b>Member (J)</b></span></p> <p>JPT</p>



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

**M.A. No. 1116 of 2018 with M.A. No. 1117 of 2018**  
**Inre: M.A. No.176 of 2012**

**Laxman 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><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Objection filed on behalf of the respondents to the application for condonation of delay is taken on record.</p> <p style="text-align: center;">The recall application has been moved beyond the period of limitation. Learned counsel for the applicant wants to show the provisions and case law for condonation of delay.</p> <p style="text-align: center;">List this case on <b>21.08.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>

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

**M.A. No. 1197 of 2018 Inre: M.A. No. 212 of 2016**

**Smt Vinod**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri Manoj Awasthi, Advocate holding brief of Shri Vishnu Dev Shukla, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Learned counsel appearing for the applicant prays for and is granted last opportunity to deposit the cost imposed vide order dated 18.05.2018, failing which the order recalling the order dated 22.03.2018 restoring the case shall stand automatically vacated.</p> <p>List this case on <b>31.08.2018</b> for order.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>In this case a preliminary objection has been raised on behalf of the respondents on the maintainability of petition on the ground of territorial jurisdiction.</p> <p>Learned counsel for the applicant has produced before us a case law, which is not applicable in the present case. Hence he is directed to show case law on the point on next date fixed.</p> <p>List this case on <b>03.09.2018</b> for order.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 129 of 2013**

**Rajendra Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Adjournment is allowed as prayed for on behalf of the applicant.</p> <p style="text-align: center;">List this case on <b>07.09.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 460 of 2017**

**Bhagwat Prasad Lal**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri S.K. Malaviya, Advocate holding brief of Col A.K. Srivastava (Retd), Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Learned counsel appearing on behalf of the applicant prays for and is granted adjournment.</p> <p>List this case on <b>29.08.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></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. 614 of 2017**

**Smt Poonam Devi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard and concluded.</p> <p style="text-align: center;">Judgment <b>reserved</b>.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>

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

**T.A. No. 40 of 2009**

**Sushil Singh**  
By Legal Practitioner for the Petitioner

Petitioner

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri V.A. Singh, Ld. Counsel for the petitioner and Ms Appoli Srivastava, Ld. Counsel for the respondents.</p> <p>Rejoinder affidavit has been filed, which is taken on record. Copy of the same has been provided to the learned counsel for the respondents today. Learned counsel for the respondents prays for time to go through it and prepare the case.</p> <p>List this case on <b>27.08.2018</b> for hearing.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b>                      <b>(Justice S.V.S. Rathore)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>JPT</p>

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

**T.A. No. 1065 of 2010 along with T.A. No. 1103 of 2010**

<b>R N Mishra</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri Bhasker Pratap Dubey, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the petitioner submits that he has challenged the order dated 15.05.2018 by preferring a writ petition before the Hon'ble High Court of Judicature at Allahabad.</p> <p style="text-align: center;">This petition is <b>delinked</b> from T.A. No. 1103 of 2010.</p> <p style="text-align: center;">List this case on <b>04.10.2018</b> for orders.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b>                      <b>(Justice S.V.S. Rathore)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p style="text-align: left;">JPT</p>



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

**T.A. No. 42 of 2016**

**Smt Savitri Devi**  
By Legal Practitioner for the Petitioner

Petitioner

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri K.K. Mishra, Ld. Counsel for the petitioner and Shri Virendra Singh, Ld. Counsel for the respondents. Arguments heard and concluded. Judgment <b>reserved</b>.</p> <p style="text-align: center;"><b>(Air Marshal BBP Sinha)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice S.V.S. Rathore)</b> <b>Member (J)</b></p> <p>JPT</p>

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

**M.A. No. 128 of 2018 alongwith R.A. No. 15 of 2018**  
**In Re: O.A. 376 of 2017**

**Rama Kant**  
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><b><u>09.08.2018</u></b> <b><u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u></b> <b><u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></b></p> <p>Present: Shri Dharmesh Sinha, Ld. Counsel for the applicant and Ms Appoli Shrivastava, Ld. Counsel for the respondents.</p> <p>This is an application for review of the order dated 30.08.2017, passed by a Co-ordinate Bench in O.A. No. 376 of 2017. The operative portion of the order reads as under :-</p> <p>“11. Accordingly, the O.A. is <b>allowed</b>. The impugned order passed by the respondents are set aside. The respondents are directed to grant disability pension to the applicant @ 15-19% for two years, which would stand rounded off to 50% for two years from the date of discharge. The respondents are further directed to refer the applicant's case to Re-survey Medical Board for further entitlement of disability pension. The respondents are further directed to give effect to this order within a period of four months from the date of receipt of a certified copy of this order. In case the respondents fail to give effect to this order within the stipulated time, they will have to pay interest @ 9% on the amount accrued from due date till the date of actual payment.</p> <p>No order as to cost.”</p> <p>It is submitted by the review applicants/ respondents Union of India that the applicant in the O.A. was invalided out of service on 18.04.1985 and the policy of Broad Banding came into force w.e.f.01.01.1996 and therefore the disability pension @ 20% for two years from the date of invalidation thereafter as per the Re-Survey Medical Board benefit of rounding of can be given only w.e.f. 01.01.1996 only and in that case arrears ought to be restricted for a period of three years from the date of filing of the O.A.</p> <p>Learned counsel for the applicant in the O.A. has no objection to this review application and has admitted that there is an error apparent on the</p>

face of record in the order under execution that requires to be corrected.

Therefore, this review application is allowed with the consent of parties and the words “which would stand rounded off to 50% for two years from the date of discharge” shall stand omitted from the original order.

The aforementioned correction shall be carried out in the original order.

**(Air Marshal BBP Sinha)**  
**Member (A)**

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

JPT