

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

M.A. No. 1997 of 2018 Inre O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Kawal Deo 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri A.K. Gupta, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p style="text-align: center;">Present: Shri R. Chandra, learned counsel for the applicant and Shri A.K. Gupta, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1997 of 2018</u></p> <p style="text-align: center;">This is an application for condonation of delay in filing O.A. for grant of revised pension of Hony Naib Subedar. As per office report, it is delayed by 08 years, 11 months & 26 days in filing the Original Application.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p style="text-align: center;">List this case on 29.01.2019 for orders before Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Court No.1

M.A. No. 1999 of 2018 Inre O.A. No. 596 of 2018

Ex Sep Madappa Hasaraddi
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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1999 of 2018</u></p> <p>This is an application for condonation of delay in filing O.A. challenging his dismissal. As per office report, it is delayed by 12 years, 07 months & 18 days in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Hence, we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>The case is registered as O.A. No. 596 of 2018.</p> <p><u>O.A. No. 596 of 2018</u></p> <p>The only prayer of the learned counsel for the applicant is to decide the mercy appeal of the applicant dated 23.03.2016 submitted to the Officer Incharge, Army Medical Corps Records, Lucknow, Respondent No. 4 regarding grant of service pension which is still pending.</p> <p>Accordingly, with the consent of learned counsel for the parties, this O.A. is finally disposed of at the admission stage with the direction to the Officer Incharge, Army Medical Corps Records, Lucknow, Respondent No. 4 to decide the mercy appeal of the applicant dated 23.03.2016 submitted before him by a reasoned and speaking order, in accordance with law, if not already decided, within a period of four months from the date of submission of a certified copy of this order and communicate the decision to the applicant 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>PKG/SB</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

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

Dy No. 1513 of 2018 with M.A. No. 1300 of 2018 Inre O.A. No. Nil of 2018
Bharat Chandra Biswas 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Maj Atul Gupta, Departmental Representative for the respondents.</p> <p><u>M.A. No. 1300 of 2018</u></p> <p>By means of this amendment application, the applicant intends to make prayer for grant of disability pension and further conduct of Re-survey Medical Board.</p> <p>Amendment application is allowed. Learned counsel for the applicant is directed to carry out amendment within a week.</p> <p>List this case on 22.01.2019 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>

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

Ex.A. No. 99 of 2017 with M.A. No. 1797 of 2018 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: None for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 99 of 2017</u></p> <p style="text-align: center;">This is an application filed by the applicant for execution of order dated 21.03.2017 passed in O.A. No. 63 of 2010.</p> <p style="text-align: center;">None is present on behalf of the applicant.</p> <p style="text-align: center;">It is submitted by learned counsel for the respondents that salary for the month of October 2018 has already been credited to the account of the applicant, amounting to more than Rs. 1,21,000/- including mandatory deductions. However, regarding payment of back wages, respondents prays for and is granted four weeks time to file compliance report.</p> <p style="text-align: center;">Regarding deposit of cost, imposed earlier, learned counsel for the respondents is directed to ensure payment of cost to be deposited in the Registry before the date fixed which shall be paid to the applicant through cheque.</p> <p style="text-align: center;">Statement of Account of the applicant for the month of October 2018, filed by learned counsel for the respondents is taken on record.</p> <p style="text-align: center;">List this case on 29.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Ex.A. No. 68 of 2018 with M.A. No. 1998 of 2018 Inre : T.A. No. 528 of 2010

Laxmi Prasad
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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vikas Kumar Agrawal, Ld. Counsel for the petitioner and Mohd. Zafar Khan, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 68 of 2018</u></p> <p style="text-align: center;">This is an application filed by the petitioner for execution of order dated 29.08.2017 passed in T.A. No. 528 of 2010.</p> <p><u>M.A. No. 1998 of 2018</u></p> <p style="text-align: center;">This is an application for impleadment, whereby the petitioner has made prayer to implead the concerned Bank because in the execution application, respondents have issued PPO and as per submission of the learned counsel for the petitioner, the Bank is not crediting the amount in the account of the petitioner as per PPO. Hence, application for impleadment is allowed and the applicant shall carry out necessary impleadment within a week.</p> <p style="text-align: center;">Registry is directed to issue notice to the newly impleaded party, thereafter.</p> <p style="text-align: center;">Respondents are also further directed to furnish details about the payment of back wages to the petitioner.</p> <p style="text-align: center;">List this case on 31.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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Court No.1

Ex.A. No. 148 of 2018 Inre : T.A. No. 72 of 2013

Smt. Suman Devi Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri P.K. Shukla, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 148 of 2018</u></p> <p style="text-align: center;">This is an application filed by the petitioner for execution of order dated 04.10.2017 passed in T.A. No. 72 of 2013.</p> <p style="text-align: center;">On call of the case, learned counsel for the petitioner admits that order under execution has been fully complied with and submits that this case be dismissed.</p> <p style="text-align: center;">Since judgment and order under execution has been complied with, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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Ex.A. No. 155 of 2018 Inre : O.A. No. 232 of 2016

Ex. Sigm. Sohan Lal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>Ex-A No. 155 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 09.03.2017 passed in O.A. No. 232 of 2016.</p> <p>On call of the case, learned counsel for the applicant admits that order under execution has been fully complied with and submits that this case be dismissed.</p> <p>Since judgment and order under execution has been complied with, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Ashok 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Sunil Kumar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p>It is submitted by learned counsel for the applicant that during pendency of this case the applicant has received the arrears of disability pension and to that extent his grievance stands redressed. Now the only prayer left is to set aside his discharge dated 30.11.2006 and his reinstatement.</p> <p>After arguing at some length and consulting the applicant who is present in person in Court, learned counsel for the applicant submits that since the applicant is getting disability pension, he does not intend to press his other prayers in the O.A. and the O.A. may be dismissed as withdrawn.</p> <p style="text-align: center;">Accordingly, the Original Application is dismissed as withdrawn.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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Court No.1

M.A. No. 2046 of 2017 Inre : O.A. No. (Nil) of 2017

Vishram Singh Rajput

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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vinay Pandey, Ld. Counsel for the applicant and Md. Zafar Khan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for further time to seek instructions from his client.</p> <p style="text-align: center;">As prayed, list this case on 31.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

M.A. No. 169 of 2018 Inre : O.A. No. (Nil) of 2018

Ram Prakash
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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri P.K. Shukla, Advocate holding brief of Shri J.N. Mishra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 169 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, it is delayed by 05 years, 01 month and 20 days in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 04.02.2019 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>SB</p>

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

M.A. No. 993 of 2018 Inre : O.A. No. (Nil) of 2018

Munna 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Rohitash Kumar Sharma, Ld. Counsel for the applicant and Mohd. Zafar Khan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for further time to incorporate the amendment in the O.A.</p> <p style="text-align: center;">As prayed, list this case on 11.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

M.A. No. 2784 of 2016 Inre : O.A. No. (Nil) of 2016

Mohd. Idu Ansari

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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Case called out in the revised list.</p> <p style="text-align: center;">Present: Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">None is present on behalf of the applicant.</p> <p><u>M.A. No. 2784 of 2016</u></p> <p style="text-align: center;">Perusal of records shows that the Ld. Counsel for the applicant was directed to file copy of Statutory Petitioner preferred by the applicant vide order dated 05.03.2018, but, even after availing four dates the same has not been filed. Today none is present on behalf of the applicant.</p> <p style="text-align: center;">Accordingly, the application for condonation of delay is dismissed for want of prosecution.</p> <p style="text-align: center;">Original Application also stands dismissed.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 71 of 2016

Jai Singh 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Jay Prakash Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents. Ld. Counsel for the applicant prays for adjournment. List this case on 30.01.2019 for hearing. On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Manoj Tripathi, 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 style="text-align: center;">Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment.</p> <p style="text-align: center;">List this case on 04.02.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 37 of 2017

Dharmenda 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case the applicant has challenged the discharge order. As per record the applicant was discharged/invalided out from service for Bipolar disease with a disability of 1 – 5%.</p> <p style="text-align: center;">Ld. Counsel for the respondents is directed to produce before us the relevant provisions of Entitlement Rules, 1982 or any other Rules/Regulations in compliance of which the applicant was invalided out from service with a disability of 1 – 5%.</p> <p style="text-align: center;">List this case on 04.01.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall also produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 218 of 2017

Prashant 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Shri Avadhesh Narain Tripathi, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 230 of 2017

Smt. Urmila Devi Chauhan
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Case called out. Present: Major Atul Gupta, OIC Legal Cell for the respondents. None is present on behalf of the applicant. Departmental Representative submits that the arguing Counsel for the respondents is not available today and prays for adjournment. Since the Ld. Counsel for the parties are not available today, hence, the hearing of the case is adjourned. List this case on 25.01.2019 for hearing. On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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Court No.1

O.A. No. 389 of 2017

Kulwant 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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Col. A.K. Shrivastava (Retd.), Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to bring Policy letter on record in terms of order dated 25.10.2018.</p> <p style="text-align: center;">List this case on 18.12.2018 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. No. 262 of 2010

Narendra Pal Tomar
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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. No. 565 of 2010

Khima Nand
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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Ms. Kavita Belaura, Ld. Counsel for the petitioner and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment.</p> <p style="text-align: center;">On 29.11.2018 Ld. Counsel for the petitioner was granted last opportunity to argue the case, as this case pertains to the year 2010. Today again a short adjournment is being prayed by the Ld. Counsel for the petitioner.</p> <p style="text-align: center;">List this case on 14.12.2018 for hearing with the condition that no further adjournment shall be entertained. In case any adjournment is prayed on the next date, the petition shall be disposed of in accordance with law.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. No. 18 of 2017

Shesh Kant
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>11.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri O.P. Kushwaha and Shri K.K. Misra, Ld. Counsel for the petitioner and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This case pertains to the year 2000. This case has been received by this Tribunal by way of transfer from the Hon'ble High Court of Madhya Pradesh at Jabalpur and now it has been registered as T.A. No. 18 of 2017.</p> <p style="text-align: center;">Today during the course of hearing Ld. Counsel for the applicant based his arguments on Section 43 of the Air Force Act.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for adjournment on the ground that he is not prepared to argue the case in terms of Section 43 of the Air Force Act.</p> <p style="text-align: center;">We do not consider it appropriate to adjourn the case because when the case is listed for hearing parties must be ready to argue the case.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">In case Ld. Counsel for the respondents wants to file Written Synopsis, he may file the same within three days.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

M.A. No. 1989 of 2018 Inre O.A. No. Nil of 2018

Ex Sep Laxman Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. When the case is next listed his name shall be shown in cause list as counsel for the respondents.</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 applicant.</p> <p>It is informed at Bar that Col (Retd) B.P. Singh, learned counsel for the applicant is out of India. The case is accordingly adjourned.</p> <p>List the case on 11.02.2019 for orders.</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. 601 of 2017

Patve Mohasin SK Salim
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Manoj Kumar Singh, Ld. Counsel for the Applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents. Ld. Counsel for the applicant prays for adjournment. As prayed, list this case on 19.12.2018 for hearing.</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. (A) No 290 of 2015

Kaptan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri SK Singh, Ld. Counsel for the Applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that he does not intend to file supplementary rejoinder affidavit and prays for adjournment.</p> <p style="text-align: center;">List this case on 31.01.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, respondents shall produce the original record pertaining to the case as directed earlier 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>JPT</p>

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

T.A. No. 80 of 2016

Anoop Kumar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.12.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Petitioner in person and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p>The petitioner who is present in person prays for time to engage some other counsel.</p> <p>The cost imposed vide order dated 23.10.2018 has also not been deposited by the petitioner. Since the petitioner is praying for two month's time to file documents, petitioner himself is responsible for delay in the disposal of the case.</p> <p>List this case on 01.03.2019 for hearing.</p> <p>On the date fixed, respondents shall produce the original record pertaining to the case as directed earlier 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>JPT</p>