

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

Ex.A. No. 153 of 2018 Inre : O.A. No. 477 of 2017

Wg. Cdr. S.P. Rathore (Retd.)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</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 applicant and Shri Virendra Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">The order under execution has been stayed by the Hon'ble Apex Court vide order dated 29.10.2018.</p> <p style="text-align: center;">List this case on 16.08.2019 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>AKD/UKT/-</p>

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

O.A. No. 257 of 2017

Shobha 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>23.04.2019</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. S.N. Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for further time to take steps for substitution of legal heir of deceased applicant.</p> <p style="text-align: center;">List this case on 27.05.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 395 of 2017

Najar 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>23.04.2019</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 Pankaj Kumar Shukla, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that this Original Application may be dismissed as the applicant is not giving any instruction.</p> <p style="text-align: center;">Accordingly, Original Application No. 395 of 2017 is dismissed for want of instruction.</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. 507 of 2017

Prashant 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>23.04.2019</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed by the Ld. Counsel for the parties that the pleadings are complete and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 16.07.2019 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. 203 of 2018

Mahesh Chandra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</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> Present: Shri J.N. Mishra, Ld. Counsel for the applicant and Major Vikash Sharma, OIC Legal Cell for the respondents.</p> <p>In this case the applicant has not filed the Rejoinder Affidavit even after availing several opportunities. On 15.03.2019 the Registrar has passed the following order :-</p> <p style="text-align: center;"><i>“List has been revised.</i> <i>Present : None appears on behalf of the parties.</i> <i>This case is pending for filing of rejoinder affidavit since 10.07.2018. Since then several opportunities have been availed to applicant's counsel to file rejoinder affidavit even after grant of last opportunity, the same has not been filed.</i> <i>Today, applicants' counsel has also not come to the Court. It's shows that he is not interested to file the same.</i> <i>In such circumstances, this case is sent to the Hon'ble Bench for orders.”</i></p> <p>Even today the Rejoinder Affidavit has not been filed and stand is taken that copy of the Counter Affidavit has not been received by him, while on the Counter Affidavit there is an endorsement that the same was received on 28.08.2018. Therefore, false ground has been taken by the Ld. Counsel for the applicant that the copy of the Counter Affidavit has not been received by him. Hence, opportunity to file the Counter Affidavit is hereby closed.</p> <p style="text-align: center;">List this case on 18.07.2019 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. 333 of 2018

Smt. Jamwanti 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>23.04.2019</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 Mayankar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed by the Ld. Counsel for the parties that the pleadings are complete and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 25.07.2019 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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 49 of 2019 along with O.A. No. 516 of 2018 and O.A. No. 557 of 2018

Sep. Amanddeep 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>23.04.2019</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: Dr. Ashish Asthana, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case Ld. Counsel for the applicant had earlier filed O.A. No. 516 of 2018 which was dismissed as withdrawn with liberty to file afresh vide order dated 14.11.2018. Thereafter, O.A. No. 557 of 2018 was filed by the applicant which was dismissed as withdrawn vide order dated 28.11.2018. However, neither liberty was prayed nor it was granted by the Tribunal to file afresh Original Application. Thereafter, the applicant has O.A. No. 49 of 2019.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for time to file Supplementary Affidavit as to how this Original Application is maintainable when the earlier O.A. No. 557 of 2018 with the same prayer was dismissed without granting any opportunity to file afresh.</p> <p style="text-align: center;">List this case on 29.05.2019 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>AKD/UKT/-</p>

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

R.A. No. 73 of 2018 with M.A. No. 1919 of 2018 Inre : O.A. No. 42 of 2016

Union of India & Others
By Legal Practitioner for the Applicants

Review Applicants

Versus

Ex. Swr. Girish Chandra
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</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 Ashish Kumar Singh, Ld. Counsel for the review applicant and Shri Veer Raghav Chaubey, Ld. Counsel for the respondent.</p> <p style="text-align: center;">Shri Veer Raghav Chaubey, Ld. Counsel for the respondent in this Review Application prays for time to file objection on Review Application.</p> <p style="text-align: center;">Last opportunity is being given to the Ld. Counsel for the review respondent to file objection. No further opportunity shall be granted to him for the aforesaid purpose.</p> <p style="text-align: center;">List this case on 14.05.2019 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>AKD/UKT/-</p>

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

O.A. No. 256 of 2016

Ajay 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>23.04.2019</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 S.S. Rajawat, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>Lt. Col. Balram Tiwari, OIC Records, AMC Centre, Lucknow is also present.</p> <p>On 18.02.2019 we have passed the following order :-</p> <p style="text-align: center;"><i>“Ld. Counsel for the respondents prays for time to produce the relevant documents.</i></p> <p style="text-align: center;"><i>In order to avoid the delay, we hereby direct the Ld. Counsel for the respondents that he shall inform the concerned officer, who shall remain present on the next date fixed along with the required documents.”</i></p> <p>Today Lt. Col. Balram Tiwari, OIC Records, AMC Centre, Lucknow prays for further time to produce the relevant documents.</p> <p>List this case on 10.07.2019 for hearing.</p> <p>On the next date fixed, concerned officer shall remain present along with the relevant documents.</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. 152 of 2017 with O.A. No. 417 of 2012 (Decided)

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

Notes of the Registry	Orders of the Tribunal		
	<p><u>23.04.2019</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 V.K. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that he has not received any instruction from the applicant and prays for dismissal of the Original Application.</p> <p style="text-align: center;">Accordingly, Original Application No. 152 of 2017 is dismissed for want of instruction.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p style="margin-top: 10px;">AKD/UKT/-</p>	(Air Marshal B.B.P. Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Air Marshal B.B.P. Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

O.A. No. 511 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>23.04.2019</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 V.P. Pandey, Ld. Counsel for the applicant and Shri G.S. Sikarwar, 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;">As prayed, list this case on 25.04.2019 for hearing with the conditions that no further adjournment shall be granted.</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. (A) No. 420 of 2017

Mohd. Meraj Khan (Through Wife Smt. Tarannum Nisha) 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>23.04.2019</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case Ld. Counsel for the applicant has provided a copy of the Supplementary Affidavit today in the Court to the Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to go through it and to submit reply, if any.</p> <p style="text-align: center;">List this case on 16.05.2019 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

T.A. No. 775 of 2010

R.N. Pandey
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>23.04.2019</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 V.P. Pandey, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed by the Ld. Counsel for the respondents that in this Original Application the applicant has challenged the punishment awarded by the Summary Court Martial and the applicant has not been dismissed from service as such this Original Application is not maintainable before this Tribunal as per Section 3 of the Armed Forces Tribunal Act, 2007. Whether this Tribunal has jurisdiction on this point is under consideration before the Hon'ble Apex Court. Therefore, we consider it appropriate to await for the outcome of the Judgment of the Hon'ble Apex Court.</p> <p style="text-align: center;">List this case on 16.08.2019 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

T.A. No. 84 of 2012

Narendra Kumar Rana
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>23.04.2019</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 Pankaj Kumar Shukla, Ld. Counsel for the petitioner and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case on 19.12.2018 we have passed the order that no further adjournment shall be granted as this T.A. pertains to the year 2012.</p> <p style="text-align: center;">Today Ld. Counsel for the applicant prays adjournment on the ground of his ill health.</p> <p style="text-align: center;">List this case on 13.05.2019 for hearing with the conditions no further adjournment shall be entertained.</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. 50 of 2017

Hari Ram
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>23.04.2019</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 Mukesh Kumar, Ld. Counsel for the petitioner and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that the original record is not available with him today and prays for adjournment.</p> <p style="text-align: center;">List this case on 14.05.2019 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. 323 of 2017

Ex. Nk. (GD) Shishpal Singh
By Legal Practitioner for the Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Judgment pronounced.</p> <p>Original Application No. 323 of 2017 is dismissed.</p> <p>For orders, see our judgment and order of date passed on separate sheets.</p> <p>Misc Applications, pending if any, shall be treated to have been disposed of.</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>UKT/-</p>

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

M.A. No. 1186 of 2018 Inre O.A. No. Nil of 2018

Nabab Ali

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>23.04.2019</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>None appears for the applicant. Present: Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 1186 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for issuance of revised pension to the rank of Hony Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 08.07.2019 for exchange of pleadings before the 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>PKG</p>

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

M.A. No. 1563 of 2018 Inre O.A. No. Nil of 2018

Ex Sep (Reservist) Jagdish Prasad 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>23.04.2019</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 Pankaj Kumar Shukla, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1563 of 2018</u></p> <p>By means of this application, the applicant has made prayer for grant of service pension.</p> <p>This O.A. has been filed with a delay of more than 38 years.</p> <p>On behalf of the respondents, it is submitted that the applicant has approached this Tribunal with a considerable delay, therefore, the relief if granted subsequently, may be restricted for three years.</p> <p>Since the pension is a recurring cause of action and objection and reply to the said objection have already been exchanged, accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 15.07.2019 for exchange of pleadings before the 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>PKG</p>

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

M.A. No. 1675 of 2018 Inre O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Mahesh 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>23.04.2019</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 Virendra Kumar Gupta, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 1675 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for issuance of revised pension to the rank of Hony Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 08.07.2019 for exchange of pleadings before the 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>PKG</p>

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

M.A. No. 1807 of 2018 Inre O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Tej 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>23.04.2019</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 Virendra Kumar Gupta, learned counsel for the applicant and Ms. Anju Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 1807 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for issuance of revised pension to the rank of Hony Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 08.07.2019 for exchange of pleadings before the 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>PKG</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 Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</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 B.P. Singh (Retd), learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant is directed to bring on record copy of the mercy petition filed by the applicant within two weeks.</p> <p style="text-align: center;">List this case on 21.05.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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M.A. No. 2020 of 2018 with M.A. No. 2021 of 2018 Inre M.A. No. 1524 of 2016

Sunil Dutt By Legal Practitioner for the Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>23.04.2019</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 Shubham Sharma, Advocate holding brief of Shri Ajit Singh Gaherwar, learned counsel for the applicant and Shri V.P.S. Vats, learned counsel for the respondents.</p> <p style="text-align: center;">Learned Advocate holding brief, submits that Shri Ajit Singh Gaherwar, learned counsel for the applicant has not come to the court on account of illness.</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 23.05.2019 for orders.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal BBP Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p>PKG</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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

M.A. No. 255 of 2019 with M.A. No. 386 of 2019 Inre O.A. No. 702 of 2017

Lt Col Abbas Ali Khan (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 386 of 2019</u></p> <p style="text-align: center;">This is an application for amendment in the O.A.</p> <p style="text-align: center;">By means of this amendment application, the applicant has submitted that his correction for impleadment of the respondents in the O.A., who were necessary parties in the O.A., was pending and without considering the same, the impugned order has been passed.</p> <p style="text-align: center;">After perusal of the grounds taken in the affidavit, we find no force in the application.</p> <p style="text-align: center;">Accordingly, the same is rejected.</p> <p><u>M.A. No. 255 of 2019</u></p> <p style="text-align: center;">Since the application for amendment has been rejected, hence application for correction is also rejected.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

M.A. No. 382 of 2019 Inre O.A. No. Nil of 2019

Ex Hav (Hony Nb Sub) Ram Das
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>23.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Anurag Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Virendra Kumar Gupta, learned counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 382 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of revised pension of Hony Naib Subedar. As per office report, it is delayed by 09 years, 04 months & 02 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 08.07.2019 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. 383 of 2019 Inre O.A. No. Nil of 2019

Ex Hav (Hony Nb Sub) Jag Pal 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>23.04.2019</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 Adesh Kumar 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>Present: Shri Virendra Kumar Gupta, learned counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 383 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of revised pension of Hony Naib Subedar. As per office report, it is delayed by 09 years, 04 months & 02 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 08.07.2019 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. 395 of 2019 Inre O.A. No. Nil of 2019

Ex Hav (Nb Sub Grade) Sunil Kumar Singh
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>23.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri J.N. Mishra, learned counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 395 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of revised pension of Hony Naib Subedar. As per office report, it is delayed by 04 years, 09 months & 21 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 08.07.2019 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
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EX.A. No. 192 of 2018 Inre T.A. No. 388 of 2010
Alongwith R.A. No. 25 of 2019 with M.A. No. 310 of 2019
Inre T.A. No. 388 of 2010

Brijesh Kumar Singh By Legal Practitioner for the Petitioner	Versus	Petitioner
Union of India & Others By Legal Practitioner for Respondents		Respondents
	Alongwith	
Union of India & Others By Legal Practitioner for the Respondents		Respondents
	Versus	
Brijesh Kumar Singh By Legal Practitioner for Petitioner		Petitioner

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: justify;">Present: Shri Om Prakash Kushwaha, Advocate holding brief of Shri Ashok Kumar, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p><u>EX.A. No. 192 of 2018</u></p> <p style="text-align: justify;">This is an application filed by the petitioner for execution of order dated 04.01.2018 passed in T.A. No. 388 of 2010.</p> <p style="text-align: justify;">Learned counsel for the respondents submits that he shall file application for correction of order dated 04.01.2018 for correction of date of discharge of the petitioner during the course of day in the Registry.</p> <p style="text-align: justify;">List this case on 04.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p style="text-align: left; margin-left: 10px;">SB</p>

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

M.A. No. 1464 of 2016 Inre O.A. No. Nil of 2016

Umesh Chandra

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</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 V.P.S. Vats, learned counsel for the respondents.</p> <p>This case has not yet been admitted. Learned counsel for the respondents has filed counter affidavit.</p> <p>Since, learned counsel for the applicant is not present today, in the interest of justice, the case is adjourned for the day.</p> <p>List this case on 22.05.2019 for hearing on the application for condonation of delay.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

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

Ram Pal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.04.2019</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 Namit Sharma, learned counsel for the respondents.</p> <p>Since, learned counsel for the applicant is not present today, in the interest of justice, the case is adjourned for the day.</p> <p>List this case on 16.07.2019 for hearing on the application for condonation of delay.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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M.A. No. 2064 of 2016 Inre O.A. No. Nil of 2017

Chandan 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>23.04.2019</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 Asheesh Agnihotri, learned counsel for the respondents.</p> <p>Since, learned counsel for the applicant is not present today, in the interest of justice, the case is adjourned for the day.</p> <p>List this case on 11.07.2019 for hearing on the application for condonation of delay.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
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M.A. No. 415 of 2018 Inre O.A. No. Nil of 2018

Satish Chand

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>23.04.2019</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 AU Ahmed, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks time to file reply to objection on the application for condonation of delay, filed by the respondents.</p> <p>List this case on 27.05.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Diary No. 183 of 2019 Inre : O.A. No. (Nil) of 2019

Vishal
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>24.04.2019</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 was taken up in the revised list.</p> <p>Present: Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the applicant. Even on the first date i.e. 10.04.2019 none was present on behalf of the applicant. The Registry has pointed out several defects in the Original Application, but, no action has been taken by the Ld. Counsel for the applicant to remove the said defects. It appears that the applicant is not interested to proceed with this case.</p> <p>Accordingly, this Diary No. 183 of 2019 as well as O.A. No. (Nil) of 2019 is dismissed for want of prosecution.</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. 28 of 2017

Smt. Rajesh Tyagi
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>24.04.2019</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 was called out. Present: Shri Namit Sharma, Ld. Counsel for the respondents. None is present on behalf of the petitioner.</p> <p>Today case was listed for hearing on amendment application. The perusal of order-sheet shows that in spite of availing several opportunities to file the reply to the objection on amendment application, no reply has been filed by the Ld. Counsel for the petitioner. Hence, we hereby close the opportunity to file the reply to the objection on amendment application.</p> <p>List this case on 17.07.2019 for consideration of application for amendment.</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. 55 of 2017

Sgt. A.K. Das
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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shiv Kant Pandey, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the petitioner prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for further hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 130 of 2015

Prashantha Kumar P.G.
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>24.04.2019</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 Yashpal Singh, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case the applicant has filed this Original Application claiming the consequential benefits in pursuance of the order dated 17.10.2011 passed by this Tribunal in T.A. No. 60 of 2010 whereby conviction and sentence of the applicant was set aside and the applicant was reinstated in service with all consequential benefits. The applicant has filed this Original Application for grant of promotion to the next higher rank of Naib Subedar/Clerk (GD) as consequential benefits. Since virtually the applicant is claiming consequential benefits of the order dated 17.10.2011 passed by this Tribunal in T.A. No. 60 of 2010, therefore, in our considered opinion this Original Application for the same cause of action is not tenable.</p> <p style="text-align: center;">Accordingly, Original Application No. 130 of 2015 is dismissed as not maintainable with liberty to the applicant to file Application for Execution of the order passed by this Tribunal.</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. 621 of 2017

Bachcha Jee 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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 624 of 2017

Raj 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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shvi Kant Pandey, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 629 of 2017

Vishnu Deo 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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 641 of 2017 with M.A. No. 1581 of 2018

Mukhtyar Ahmed
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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 58 of 2018

Ashok 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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 117 of 2018

Smt. Sumitra 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>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p 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. 575 of 2018

Hav. L. Gannaya
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>24.04.2019</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 Rohit Kumar, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In pursuance of order dated 05.12.2018 passed by this Tribunal the copies of original documents relating to the promotion of the applicant have been produced before us for perusal. These documents are required to bring on record through Counter Affidavit.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit enclosing the copies of original documents relating to the promotion of the applicant. Rejoinder Affidavit, if any, may be filed by the Ld. Counsel for the applicant within two weeks thereafter.</p> <p style="text-align: center;">List this case on 02.07.2019 before the Registrar Court for exchange of pleadings.</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. 206 of 2019

Smt. Savitri Chand
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>24.04.2019</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. B.P. Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that he has just received information that the applicant Smt. Savitri Chand has expired. Therefore, he prays for time to take steps for substation of her legal heirs.</p> <p style="text-align: center;">List this case on 09.05.2019 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>AKD/UKT/-</p>

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

Court No.1

M.A.No. 1253 of 2018 Inre O.A. No. Nil of 2018

Jagat Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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;">None appears for the applicant.</p> <p>Present: Shri Adesh Kumar Gupta, learned counsel for the respondents.</p> <p style="text-align: center;">Since none appears for the applicant, hence in the interest of justice, the case is passed over for the day.</p> <p style="text-align: center;">List this case on 02.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 1666 of 2018 Inre O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Om Prakash Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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 JN Mishra, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>M.A.No. 1666 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for issuance of service pension in the rank of Hony Naib Subedar, which is a recurring cause of action.</p> <p>Objection has already been filed by the respondents. Learned counsel for the applicant does not intend to file any reply to the said objection.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 30.05.2019 for exchange of pleadings before the Registrar Court.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 19 of 2019 Inre O.A. No. Nil of 2019

Ex Hav (Hony Nb Sub) Suraj Pal
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>24.04.2019</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 Sudhir Kumar Singh, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p><u>M.A.No. 19 of 2019</u></p> <p>By means of this O.A., the applicant has made prayer for issuance of service pension to the rank of Hony Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the objection have already been exchanged. Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 30.05.2019 for exchange of pleadings before the Registrar Court.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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. 138 of 2016

VK Prajapati & others
By Legal Practitioner for Applicants

Applicants

Versus

Union of India & others (Air Force)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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 Rajeev Shrivastava, learned counsel for the applicants and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicants prays for adjournment of the case. Accordingly, in the interest of justice, the case is passed over for the day.</p> <p style="text-align: center;">This case is ripe for hearing.</p> <p style="text-align: center;">List this case on 12.07.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, respondents shall produce the original papers pertaining to the applicants.</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. 119 of 2018

Surendra Kumar Srivastava
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others (Air Force)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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, Advocate holding brief of Shri Shiv Kant Pandey, learned counsel for the applicants and Shri Shyam Singh, learned counsel for the respondents.</p> <p style="text-align: center;">Shri R Chandra, Advocate holding brief, prays for adjournment on the ground of non availability of the learned counsel for 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 12.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

R.A. No. 19 of 2019 Inre T.A.No.1257 of 2010

Ex Hav RD Tripathi
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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>None appears for the petitioner.</p> <p>Present: Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p><u>R.A. No. 19 of 2019</u></p> <p>This Review Application has been filed by the applicant/petitioner in compliance of the order of the Hon'ble Apex Court, but the conduct of the applicant in the Review Application shows that he is avoiding the hearing of the same.</p> <p>Since none appears for the applicant/petitioner, hence in the interest of justice, the case is adjourned for the day with the condition that in case any adjournment is prayed on behalf of the applicant/petitioner on the next date, then the Tribunal may dispose the Review Application on merit.</p> <p>List this case on 14.05.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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

T.A. No. 1065 of 2010 with M.A.No.175 of 2019

RN Mishra
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others (Air Force)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri R Chandra, Advocate holding brief of Shri Shiv Kant Pandey, learned counsel for the petitioner and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Shri R Chandra, Advocate holding brief, prays for adjournment on the ground of non availability of the learned counsel for the petitioner.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 12.07.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No. 389 of 2019 with M.A.No.390 of 2019
Inre Dy No.1017 of 2013

Ram Sakal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Vinay Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 389 & 390 of 2019</u></p> <p>This is an application filed on behalf of the applicant for condonation of delay in filing recall application, which has been filed after expiry of statutory period of limitation as provided under Rule 16 of AFT Procedure Rules, 2008.</p> <p>Learned counsel for the applicant is directed to show law as to how delay of more than 5 years in filing the recall application can be condoned keeping in view the Rule 16 of AFT Procedure Rules, 2008.</p> <p>List this case on 22.05.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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. 398 of 2019 Inre O.A. No. 374 of 2018

Ex Rect Santosh Kumar
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>24.04.2019</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 G.S.Sikarwar, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Col Rakesh Johri (Retd), learned counsel for the applicant and Shri G.S. Sikarwar, learned counsel for the respondents.</p> <p><u>M.A. No. 398 of 2019</u></p> <p>This application has been filed under section 31 of the Armed Forces Tribunal Act 2007 by the applicant for grant of leave to appeal against the judgment and order dated 03.04.2019, passed by this Court in O.A. No. 374 of 2018 whereby claim of the applicant for grant of disability pension was rejected.</p> <p>We have gone through the grounds and reasons indicated in the affidavit filed in support of the application for grant of leave to appeal. The applicant has neither mentioned any question of law of general public importance involved in the case in his application nor he could point out any such question of law of general public importance during his submission. Hence we do not find any sufficient ground to grant leave to appeal.</p> <p>Accordingly, application for leave to appeal is rejected.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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.399 of 2019 with M.A. No. 400 of 2019
Inre O.A. No. 314 of 2016

Ex Nk Ganga Ram Chaube
Applicant in Person

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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 Bhanu Pratap Singh, Advocate on behalf of the respondents is taken on record.</p> <p>Present: Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>None is present on behalf of the applicant.</p> <p><u>M.A. No. 399 of 2019</u></p> <p>This is an application for condonation of delay in moving the application under section 31 of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 25.03.2019, passed by this Court in R.A. No. 18 of 2019 with M.A. No. 196 of 2019 Inre O.A. No. 314 of 2016. As per office report, there is delay of 01 month & 11 days in filing the application for leave to appeal.</p> <p><u>M.A. No. 400 of 2019</u></p> <p>None is present to press this application. Neither any point of law of general public importance involved is mentioned in the application nor perusal of record shows any such question of law to grant leave to appeal.</p> <p>Accordingly, application for leave to appeal is rejected on the ground of delay as well as on merits.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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

Ex.A.No. 201 of 2016 Inre T.A. No. 111 of 2012

Vineeta Kohli
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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 Ram Kumar Verma, learned counsel for the petitioner and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>Ex.A. No. 201 of 2016</u></p> <p>This is an application for execution of the order dated 23.05.2014, passed in T.A. No. 111 of 2012.</p> <p>On 09.01.2017, this Tribunal has passed the following order:</p> <p><i>"It has been informed by the learned counsel for the applicant that the applicant Vineeta Kohli's father has expired.</i></p> <p><i>Learned counsel for the applicant states that in case the Army sends a letter to the District Magistrate, he will verify the same and sent his report with regard to the surviving heirs.</i></p> <p><i>Accordingly, the applicant is directed to represent his case before the respondents within two weeks from today and in terms thereof, the respondents may seek report from the District Magistrate concerned with regard to the surviving heirs and after receipt of such report, the pensionary benefits to the surviving heirs be paid expeditiously.</i></p> <p><i>List for orders on 17.03.2017."</i></p> <p>Today, learned counsel for the petitioner prays for time to produce before the Tribunal copy of the application given by the petitioner to the respondents for determination of legal heirs of deceased soldier through civil authorities.</p> <p>List this case on 27.05.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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

Ex.A.No. 158 of 2017 with M.A. No. 910 of 2018
Inre T.A. No. 65 of 2016

Sanjay Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</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 Arun Kumar Ojha, Advocate holding brief of Shri Vishwajeet Singh, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>Ex.A.No. 158 of 2017</u></p> <p>This is an application for execution of the order dated 22.03.2017, passed in T.A. No. 65 of 2016.</p> <p>It is submitted on behalf of the respondents that Demand Draft amounting to Rs. 32,10,658/- was sent to the petitioner but the same has been received back with the remark that the petitioner is not available at his present address.</p> <p>It is submitted by learned counsel holding brief that order under execution has been challenged before Hon'ble Apex Court and prays for adjournment of the case.</p> <p>Since, learned counsel for the petitioner is not available today and learned counsel holding brief is not aware about the case, the matter is adjourned for the day.</p> <p>List this case on 07.05.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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

Ex.A. No. 209 of 2017 Inre T.A. No. 888 of 2010

Ranbir Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Yashpal Singh, learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>Ex.A.No. 209 of 2017</u></p> <p>This is an application for execution of the order dated 04.07.2017, passed in T.A. No. 888 of 2010.</p> <p>An affidavit of compliance, explaining the break up of the payment made to the petitioner, filed today by learned counsel for the respondents in the Court is taken on record.</p> <p>Learned counsel for the petitioner prays for and is granted four weeks time to file his objection, if any.</p> <p>List this case on 23.05.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(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. 1375 of 2017 Inre O.A. No. Nil of 2017

Ex Rfn Purna Bahadur Rana
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>24.04.2019</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 Veer Raghav Chaubey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A.No. 1375 of 2017</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed by more than 19 years 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 three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within a week, thereafter.</p> <p>List this case on 24.05.2019 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>