

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

M.A. No. 1935 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Hav. (Hony. Nb. Sub.) Sheo Shankar
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>09.04.2019</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 Parijaat Belaura, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1935 of 2018</u></p> <p>This is an application for condonation of delay in filing the Original Application. By means of this Original Application the applicant has prayed for grant of pension of Honorary Naib Subedar, which is recurring cause of action. As per office report there is delay of 08 years, 11 months and 15 days in filing the Original Application. The reasons given in the application for condonation of delay seem to be genuine. Accordingly, application for condonation of delay is allowed and delay in filing the Original Application is condoned.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as Original Application.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. 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 09.07.2019 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

M.A. No. 1968 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Hav. Ram Shankar
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>09.04.2019</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 Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1968 of 2018</u></p> <p>This is an application for condonation of delay in filing the Original Application. By means of this Original Application the applicant has prayed for grant of War Injury Pension, which is recurring cause of action. As per office report there is delay of 06 years, 02 months and 02 days in filing the Original Application. The reasons given in the application for condonation of delay seem to be genuine. Accordingly, application for condonation of delay is allowed and delay in filing the Original Application is condoned.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as Original Application.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. 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 09.07.2019 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

M.A. No. 203 of 2019 Inre : O.A. No. (Nil) of 2019

Hav. (Pharm) Pavita Mohan Dhal
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>09.04.2019</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 (Retd.), Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant had filed application for condonation of delay on 12.02.2019.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to file objection against the application for condonation of delay.</p> <p style="text-align: center;">List this case on 29.04.2019 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. 265 of 2017

Smt. Soni Sharma
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>09.04.2019</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 O.P. Kushwaha, Advocate holding brief of Shri Ashok Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Perusal of records shows that the case is ripe for hearing.</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. 292 of 2017

Abhay 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>09.04.2019</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 called out.</p> <p>Present: Shri Sunil Sharma, Ld. Counsel for the respondents. None is present on behalf of the applicant.</p> <p>On 29.01.2019 the Registrar has passed the following order :-</p> <p style="text-align: center;"><i>“Counter affidavit has been filed on 06.07.2018. Since then applicant's Counsel seeks several opportunities to file rejoinder affidavit and even after grant of a last opportunity, rejoinder affidavit has not yet been filed.</i></p> <p style="text-align: center;"><i>Today and last two occasions, applicant's counsel has not come to the Court. It shows that he is not interested to file the same.</i></p> <p style="text-align: center;"><i>In such circumstances, this case is sent to the Hon'ble Bench for further orders.</i></p> <p>Today none is present on behalf of the applicant. Even after availing the last opportunity the Rejoinder Affidavit has not yet been filed by the Ld. Counsel for the applicant. It shows that the applicant is not taking interest in filing the Rejoinder Affidavit. Hence, the opportunity to file the Rejoinder Affidavit is hereby closed.</p> <p>List this case on 17.07.2019 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. 429 of 2017

Pramod 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>09.04.2019</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 Vinay Pandey, Ld. Counsel for the applicant and Shri A.N. Tripathi, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant has not carried out the amendment and submits that he shall carry out the amendment during the course of the day.</p> <p style="text-align: center;">List this case on 20.05.2019 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

O.A. No. 537 of 2017

Dinesh 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>09.04.2019</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 called out. Present: Dr. S.N. Pandey, Ld. Counsel for the respondents. None is present on behalf of the applicant. On 23.01.2019 the Registrar has passed the following order :- <i>“Counter affidavit has been filed and taken on record on 13.07.2018. Since, then, applicant’s counsel seeks several opportunities to file rejoinder affidavit and the same has not yet been filed.</i> <i>Since Sep 2018, Ld. Counsel for the applicant has not come to the Court and today, neither she is present nor any request has been made for adjournment of the case. It shows that she is not interested to file the same.</i> <i>In such circumstances, this case may be sent to the Hon’ble Bench for hearing.”</i> The absence of Ld. Counsel for the applicant shows that she is not interested to file Rejoinder Affidavit. Hence, opportunity to file the Rejoinder Affidavit is hereby closed. List this case on 17.07.2019 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
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 330 of 2018

Uma Shankar 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>09.04.2019</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 called out. Present: Dr. S.N. Pandey, Ld. Counsel for the respondents. None is present on behalf of the applicant. On 28.03.2019 when the case was listed before the Registrar Court the Ld. Counsel for the applicant submitted that he does not intend to file Rejoinder Affidavit. Since the pleading are complete, therefore, list this case on 18.07.2019 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
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. No. 77 of 2019

Ex. Hav. (Hony. Nb. Sub.) Ram Shabda Ram
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 called out. Present: Shri Rajiv Pandey, Ld. Counsel for the respondents. None is present on behalf of the applicant. On 27.03.2019 when the case was listed before the Registrar Court the Ld. Counsel for the applicant submitted that he does not intend to file Rejoinder Affidavit. Since the pleading are complete, therefore, list this case on 18.07.2019 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
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1

O.A. (A) No. 461 of 2018

Ex. Sgt. Gajendra Tripathi
By Legal Practitioner for the Appellant

Appellant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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: Ex. Sgt. Gajendra Tripathi, the applicant in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>The applicant who is present in person prays for adjournment on the ground of non-availability of his Counsel. Accordingly, the case is adjourned.</p> <p>The applicant was granted Bail by this Tribunal during the pendency of this Appeal and after grant of Bail the Ld. Counsel for the applicant is avoiding to argue the case.</p> <p>List this case on 15.07.2019 for hearing. No further adjournment shall be granted to the applicant on the date fixed.</p> <p>In case any adjournment is prayed on the next date fixed the same shall be treated as abuse of process of Court and the order may be passed according to 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. 64 of 2016

Surendra Vavu
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>09.04.2019</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. Present: Shri Yogesh Kesarwani, Ld. Counsel for the respondents. None is present on behalf of the petitioner.</p> <p>On 11.02.2019 the Registrar has passed the following order :-</p> <p style="text-align: center;"><i>“Preliminary objection on maintainability of the T.A. has been filed on 26.07.2018. Since then, several opportunities availed by the applicant's counsel to file reply to aforesaid objection, the same has not yet been filed. Today, counsel appearing on behalf of the applicant prays for some more time to file the same.</i></p> <p style="text-align: center;"><i>However, in the interest of justice, this case is sent to Hon'ble Bench.</i></p> <p style="text-align: center;"><i>List this case before the Hon'ble Bench on 06.03.2019 for further order.</i></p> <p style="text-align: center;"><i>Meanwhile, reply to aforesaid objection, if any, may be filed by applicant's counsel.”</i></p> <p>It appears that the petitioner is not interested to proceed with the case. Therefore, the T.A. No. 64 of 2016 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

O.A. No. 203 of 2012

Smt. Sandhya Rai
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>09.04.2019</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>Since this Original Application relates to the year 2012, hence, no further adjournment shall be granted on the next date fixed.</p> <p>List this case on 14.05.2019 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. 325 of 2016

Patwekar Rashid Kasam
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>09.04.2019</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, 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 19.07.2019 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. 478 of 2017

Shiv Mohan 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>09.04.2019</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 S.S.L. Srivastava, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 19.07.2019 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. 601 of 2017

Patwe Mohasin S.K. 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>09.04.2019</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 Manoj Kumar Singh, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that he does not want to file Reply to the Supplementary Rejoinder Affidavit.</p> <p>Ld. Counsel for the applicant submits that he is not prepared with the case and prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 22.07.2019 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. 254 of 2018

Vidhi Narayan
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>09.04.2019</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 Raghvendra Shukla, Advocate holding brief of Shri Ashok Bhardwaj, 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 22.07.2019 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. 301 of 2018

Manish 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>09.04.2019</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 Alok Kumar Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 23.07.2019 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. 161 of 2017

Ex. GDSM Biresh 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>09.04.2019</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 is allowed.</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>AKD/</p>

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

O.A. No. 244 of 2015

Subedar (Nur Tech) Narendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 is disposed of.</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>AKD/</p>

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

O.A. No. 223 of 2015

Subedar (Nur Tech) Arun 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>09.04.2019</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;">Judgment pronounced.</p> <p style="text-align: center;">Original Application is disposed of.</p> <p style="text-align: center;">For orders, see our judgment and order of date passed on separate sheets.</p> <p style="text-align: center;">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

Ex. A.No.202 of 2017

Inre T.A.No.15 of 2014 & Inre T.A.No.1368 of 2010

Maj Kunwar Ambreshwar Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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: Maj Kunwar Ambreshwar Singh, Petitioner in person and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p style="text-align: center;">On the last date, we have passed the following order:</p> <p style="text-align: center;"><u>"Ex.A. No. 202 of 2017</u></p> <p style="text-align: center;"><i>This is an application filed by the petitioner for execution of order dated 11.08.2017 passed in T.A. No. 15 of 2014.</i></p> <p style="text-align: center;"><i>Shri P.K. Shukla, learned counsel holding brief prays for adjournment of the case.</i></p> <p style="text-align: center;"><i>It is submitted on behalf of the respondents that in this case requisite sanction has been passed. SLP preferred against the order under execution has been dismissed by the Hon'ble Apex Court. It is further submitted that PCDA has requested certain documents from the respondents and it will take some more time to execute the order. He prays for and is granted eight weeks time to file compliance report.</i></p> <p style="text-align: center;">List this case on 09.04.2019 for filing compliance report."</p> <p style="text-align: center;">Today again prayer for adjournment has been made by the learned counsel for the respondents.</p> <p style="text-align: center;">Petitioner, who is present in person, explains his situation that he is facing much difficulty in coming from Gurgaon to attend the Tribunal and the only development is that a date is given.</p> <p style="text-align: center;">This is only due to the reason that respondents are not taking interest in complying with the order under execution.</p> <p style="text-align: center;">Accordingly, on the request of the learned counsel for the respondents, the case is adjourned for the day, subject to payment of cost of Rs.20,000/- to be deposited in the Registry, positively before the next date fixed, which shall be paid to the petitioner through cheque.</p> <p style="text-align: center;">List this case on 15.07.2019 for filing full compliance report, failing which the respondents shall have to deposit additional cost of Rs.30,000/- in the Registry, which shall be paid to the petitioner through cheque.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A) PKG</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p>

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

Ex. A.No. 41 of 2018
Inre O.A.No. 417 of 2017

Muneesh Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Addl DGPS-4 DHQ PO New Delhi
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 Rohit Kumar, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondent.</p> <p><u>Ex. A.No. 41 of 2018</u></p> <p>This is an application for execution of the order dated 27.09.2017 passed in O.A.No.417 of 2017.</p> <p>Learned counsel for the applicant has admitted that RSMB of the applicant has been conducted.</p> <p>List this case on 24.07.2019 for filing report of the RSMB.</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

Ex. A.No. 108 of 2018
Inre O.A.No. 150 of 2017

Dharmendra Pratap Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 Rakesh Johri (Retd), learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents.</p> <p><u>Ex. A.No. 108 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 20.09.2017 passed in O.A.No.150 of 2017.</p> <p style="text-align: center;">In this application for execution of the order, cost of Rs.10,000/- imposed vide order dated 05.12.2018 has been deposited by the respondents. However, cost of Rs.15,000/- imposed vide order dated 22.01.2019 has not yet been deposited.</p> <p style="text-align: center;">A copy of the PPO has been provided to the learned counsel for the applicant, who prays for and is granted two weeks' time to file objection, if any.</p> <p style="text-align: center;">Learned counsel for the respondents undertakes to deposit the cost earlier imposed positively by the next date fixed.</p> <p style="text-align: center;">List this case on 20.05.2019 for filing compliance report.</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

Ex. A.No. 110 of 2018
Inre O.A.No. 219 of 2015

Kamta Prasad
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	<p style="text-align: center;">Orders of the Tribunal</p> <p><u>09.04.2019</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 Om Prakash Kushwaha, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>Ex. A.No.110 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 09.11.2017 passed in O.A.No.219 of 2015.</p> <p style="text-align: center;">In this Ex. Application, the respondents have not yet executed the aforesaid order and today again adjournment is prayed for filing compliance report.</p> <p style="text-align: center;">Accordingly, on the request of the learned counsel for the respondents, the case is adjourned for the day, subject to payment of cost of Rs.10,000/- to be deposited in the Registry, which shall be paid to the applicant through cheque.</p> <p style="text-align: center;">List this case on 24.05.2019 for filing compliance report, failing which the respondents shall have to deposit additional cost of Rs.15,000/- in the Registry, which shall be paid to the applicant through cheque.</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

Ex. A.No. 149 of 2018
Inre T.A.No. 86 of 2013

Smt Jai Devi
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 Vikas Singh Chauhan, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>Ex. A.No.149 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 21.12.2017 passed in T.A.No.86 of 2013.</p> <p style="text-align: center;">In this case, learned counsel for the respondents has provided a copy of the PPO to the learned counsel for the petitioner, who prays for and is granted two weeks' time to file objection, if any.</p> <p style="text-align: center;">List this case on 10.05.2019 for filing compliance report.</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

Ex. A.No. 22 of 2019
Inre O.A.No. 659 of 2017

Ex Nk Mansa Ram
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 Pankaj Kumar Shukla, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>Ex. A.No.22 of 2019</u></p> <p style="text-align: center;">This is an application for execution of the order dated 03.09.2018 passed in O.A.No.659 of 2017.</p> <p style="text-align: center;">In compliance of the order under execution, PPO has been issued, one copy of the same has been provided to the learned counsel for the applicant and another copy has been produced before the Court, which is taken on record.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks' time to file objection, if any, on the PPO.</p> <p style="text-align: center;">List this case on 13.05.2019 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

Court No.1

M.A.No. 1115 of 2018
Inre O.A.No. Nil of 2018

Ramvir Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p><u>M.A.No.1115 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for grant of MACP-III (Nb Sub Grade), which is a recurring cause of action.</p> <p>With the consent of the learned counsel for the parties, 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 style="text-align: center;">Let the case be registered as O.A.</p> <p>Since counter and rejoinder affidavits have already been exchanged, list this case on 11.07.2019 for hearing.</p> <p>On the date fixed, respondents shall produce the original record pertaining to the case.</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.1439 of 2018
Inre O.A.No. Nil of 2018

Ex Sub Dhir Singh Bhadoria
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	<p style="text-align: center;">Orders of the Tribunal</p> <p><u>09.04.2019</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 BP Singh (Retd), learned counsel for the applicant and Ms Appoli Srivastava, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A.No.1439 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for issuance of Final Settlement of Account (FSA), 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 24.05.2019 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.1577 of 2018
Inre O.A.No. Nil of 2018

Lt Col JSS Kakar (Retd)
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others (Army)
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	<p style="text-align: center;">Orders of the Tribunal</p>
	<p><u>09.04.2019</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, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A.No.1577 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for grant of War Injury Pension, which is a recurring cause of action.</p> <p>Objection has been filed by the learned counsel for the respondents. Learned counsel for the applicant does not intend to file any reply. 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 style="text-align: center;">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 style="text-align: center;">List this case on 24.05.2019 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. 340 of 2019 Inre O.A. No. Nil of 2019

Ex Hav Kiranpal Rana
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>09.04.2019</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 Sharma, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri K.K. Misra, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p><u>M.A. No. 340 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of liberalised pension. However, Registry has reported no delay in filing the Original Application. In view of report of Registry and since the matter relates to grant of pension, it needs to be adjudicated.</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 by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 21.05.2019 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

EX.A. No. 30 of 2019 Inre O.A. No. 168 of 2018

Vijesh K K
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>09.04.2019</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 respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri Om Prakash Kushwaha, Advocate holding brief of Shri Ashok Kumar, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><u>EX.A. No. 30 of 2019</u></p> <p>This is an application filed by the applicant for execution of order dated 13.03.2018 passed in O.A. No. 168 of 2018.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to seek instructions and inform the court why representation of the applicant dated 16.03.2016 has not yet been disposed of.</p> <p>List this case on 23.05.2019 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>

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

M.A. No. 238 of 2019 with M.A. No. 239 of 2019 Inre O.A. No. 1 of 2016

Rect Shyam Sunder Mishra
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>09.04.2019</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 D.K. Pandey, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri Om Prakash Kushwaha, Advocate holding brief of Shri Ashok Kumar, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 238 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 28.11.2018, passed by this Court in O.A. No. 1 of 2016. As per office report, there is delay of 02 months in filing the application for leave to appeal</p> <p style="text-align: center;"><u>M.A. No. 239 of 2019</u></p> <p>This application has been filed by the applicant after expiry of the period of limitation. Learned counsel for the applicant has only argued that this application for leave to appeal is delayed and no question of law of general public importance involved could be brought to our notice.</p> <p>Apart from it, Review Application filed against the said order has also been dismissed vide order dated 18.02.2019.</p> <p>Accordingly, application for leave to appeal is rejected on the ground of delay as well as on merits.</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. 251 of 2019 Inre T.A. No. 69 of 2012

Diwan Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 251 of 2019</u></p> <p style="text-align: center;">This is an application, filed by the respondents for modification of order dated 13.11.2017, passed in T.A. No. 69 of 2012.</p> <p style="text-align: center;">Since, no one is present on behalf of the petitioner, hence, notice be issued to the petitioner to attend his case.</p> <p style="text-align: center;">List this case on 22.05.2019 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

M.A. No. 336 of 2019 with M.A., No. 337 of 2019 Inre O.A. No. 243 of 2012

Smt Raj Bala
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>09.04.2019</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;">Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Present: Shri K.K. Misra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 336 & 337 of 2019</u></p> <p style="text-align: center;">This is an application for condonation of delay filed by the applicant for recall of order dated 08.05.2015, passed in O.A. No. 243 of 2012. As per office report, there is delay of 03 years, 09 months & 27 days in filing application for recall of order.</p> <p style="text-align: center;">List this case on 21.05.2019 for orders.</p> <p style="text-align: center;">On the date fixed, learned counsel for the applicant shall argue on the point that under which provision, the delay in filing recall application can be condoned.</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. 338 of 2019 with M.A., No. 339 of 2019
Inre EX.A. No. 4 of 2018 Inre O.A. No. 212 of 2015

Ex Hav Jugendra 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>09.04.2019</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 Namit Sharma, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri K.K. Misra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p><u>M.A. No. 338& 339 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for recall of order dated 09.02.2018 passed in Execution Application No. 04 of 2018 Inre O.A. No. 212 of 2015 whereby Execution Application was dismissed as infructuous.</p> <p>It is submitted by learned counsel for the applicant that RSMB of the applicant has been conducted and PPO has been issued. However, concerned Bank has not made any payment to the applicant.</p> <p>Therefore, in the interest of justice, order dated 09.02.2018 passed in Execution Application is hereby recalled as it is in continuation of the earlier Execution Application because the order has not been actually complied with. Therefore, application for condonation of delay is allowed and order dated 09.02.2018 is hereby recalled and Execution Application is restored to its original No.</p> <p>List this case on 10.05.2019 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

DY. No. 980 of 2014 with M.A. No. 267 of 2019

Asha Ram
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.04.2019</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 Y.R. Sharma (Retd), learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file objection on amendment application, filed by the applicant.</p> <p style="text-align: center;">List this case on 23.05.2019 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

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

Selina John By Legal Practitioner for the Petitioner	Versus	Petitioner
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>09.04.2019</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: None for the petitioner and Shri D.K. Pandey, learned counsel for the respondents.</p> <p><u>Ex. A.No. 203 of 2016</u></p> <p style="text-align: center;">This is an application for execution of the order dated 02.03.2016 passed in T.A.No. 39 of 2013.</p> <p style="text-align: center;">Learned counsel for the respondents submits that stay order passed by the Hon'ble Apex Court is still in force.</p> <p style="text-align: center;">List this case on 16.08.2019 awaiting the outcome of the order of Hon'ble Apex Court.</p> <table style="width: 100%; border: none; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal BBP Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p style="text-align: left; margin-top: 10px;">SB</p>	(Air Marshal BBP Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Air Marshal BBP Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

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

Maj Gen DVS 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>09.04.2019</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, learned counsel for the petitioner and Shri V.P.S. Vats, learned counsel for the respondents.</p> <p><u>Ex. A.No. 73 of 2017</u></p> <p style="text-align: center;">This is an application for execution of the order dated 08.02.2017 passed in T.A.No. 96 of 2016.</p> <p style="text-align: center;">Learned counsel for the respondents submits that stay order passed by the Hon'ble Apex Court is still in force.</p> <p style="text-align: center;">List this case on 16.08.2019 awaiting the outcome of the order of Hon'ble Apex 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>