

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

M.A. No. 569 of 2019 Inre O.A. No. Nil of 2019

Ex Sub Maj (Hony Lt) Mahinder 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>01.07.2019</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 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, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents.</p> <p><u>M.A. No. 569 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant by means of which the applicant has prayed for fixation of basic pay. As per office report, it is delayed by more than 12 years 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 22.08.2019 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. 570 of 2019 Inre O.A. No. Nil of 2019

Ex Hav Anandkar Kushwaha
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>01.07.2019</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 Ms. Amrita Chakraborty, Advocate on behalf of respondents is taken on record. Her name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Ms. Amrita Chakraborty, learned counsel for the respondents.</p> <p><u>M.A. No. 570 of 2019</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 16 years 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 22.08.2019 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. 571 of 2019 Inre O.A. No. Nil of 2019

Ex Sep Aman Kumar Dhiman
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>01.07.2019</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 Shyam Singh, 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.S. Bisht, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 571 of 2019</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>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 23.08.2019 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. 573 of 2019 Inre O.A. No. Nil of 2019

Ex Nk Radhey Shyam Yadav
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>01.07.2019</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 R.C. Shukla, 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 Sudhir Kumar Singh, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p><u>M.A. No. 573 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant by means of which the applicant has prayed to quash the findings and sentence passed by SCM. As per office report, it is delayed by more than 15 years 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 23.08.2019 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

O.A. No. 355 of 2019

Ex Hav Akash Tomar
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>01.07.2019</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 respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: None for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>O.A. No. 355 of 2019</u></p> <p>This Original Application has been filed by the applicant to set aside the order dated 25.02.2019 for dismissal from service.</p> <p>Since none is present on behalf of the applicant, the case is adjourned for the day.</p> <p>List this case on 07.08.2019 for admission.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

O.A. No. 356 of 2019

Ex Nk Hukam 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>01.07.2019</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 Ashish Kumar Singh, 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 Manoj Kumar Awasthi, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>O.A. No. 356 of 2019</u></p> <p>This Original Application has been filed by the applicant for grant of service pension. The matter pertains to pension which is recurring cause of action.</p> <p>The matter needs to be adjudicated.</p> <p>Admit.</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 27.08.2019 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. 68 of 2019 Inre Ex.No.08 of 2018
Inre : O.A. No. 445 of 2012

Man 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>01.07.2019</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>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record . His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Om Prakash Kushwaha, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>Ex.A.No. 68 of 2019</u></p> <p>This is an application for execution of the order dated 08th March 2017 passed in O.A.No. 445 of 2012.</p> <p>In this case PPO has already been issued. On 12.02.2018, on the basis of the instructions, learned counsel for the respondents submitted that RMB of the applicant shall be conducted and accordingly First Ex. Application No.08 of 2018 was disposed of on the same day.</p> <p>Learned counsel for the applicants states that the applicant has not yet received any payment in pursuance of the PPO and RMB of the applicant has also not been conducted.</p> <p>Let notice be issued to respondent nos. 4 and 5 as to why the payment has not yet been paid to the applicant. Steps to be taken within ten days.</p> <p>Respondents shall also explain as to what steps have been taken for conducting the RMB of the applicant</p> <p>List this case on 20.08.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

Ex.A. No. 69 of 2019 Inre : O.A. No. 583 of 2017

Ex Sep Ajay Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.07.2019</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>Memo of appearance filed by Shri Yogesh Kesarwani, 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) & Shri Bhanu Pratap Singh Chauhan, learned counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p><u>Ex.A.No. 69 of 2019</u></p> <p>This is an application for execution of the order dated 29.01.2019 passed in O.A.No. 583 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to seek instructions and to file compliance report.</p> <p>List this case on 22.08.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 565 of 2019 Inre M.A.No.208 of 2019
Inre : O.A. No.Nil of 2019

Rect Anshuman 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>01.07.2019</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: Ms Astha Singh Chauhan, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 565 of 2019</u></p> <p>This is an application for recall of the order dated 08.05.2019 dismissing the O.A. for want of prosecution.</p> <p>Grounds, as mentioned in the supporting affidavit, seem to be sufficient.</p> <p>Accordingly, the application is allowed and the order dated 08.05.2019 is hereby recalled subject to payment of cost of Rs.1000/- to be deposited in the Bar Association, AFT, Lucknow for enrichment of the Library.</p> <p>List this case on 31.07.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 567 of 2019 Inre M.A.No.568 of 2019
Inre : O.A. No.559 of 2018

Lt Col Manmohan Bisht (Retd)
By Legal Practitioner for the Applicant
Versus

Applicant

Union of India & Others
Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.07.2019</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>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record</p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 567 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 02.04.2019 passed in O.A.No.559 of 2018, which is delayed by 28 days in filing the application for leave to appeal.</p> <p><u>M.A. No. 568 of 2019</u></p> <p>In this case, learned counsel for the applicant submits that question of law of public importance is whether the pension can be restricted for three years in view of pronouncements of Hon'ble Apex Court in the cases of Dharamvir Singh vs Union of India & others (2013) 7 SCC 316.</p> <p>However, this application for leave to appeal has been filed by the applicant-respondents after expiry of the period of limitation. Learned counsel for the applicant-</p>

respondents has only argued that this application for leave to appeal is barred by time. Question of law of general public importance stands settled in the cases of Shiv Dass vs. Union of India & others (2007) 3 SLR 445 and Union of India & others vs Tarsem Singh (Civil Appeal No.5151-5152 of 2008) decided on 13th August 2008.

Accordingly, application for leave to appeal is rejected on the ground of delay as well as on merits.

(Air Marshal B.B.P. Sinha)
Rathore)
Member (A)

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

PKG

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 575 of 2019 Inre : O.A. No. 318 of 2017

Jag Mohan 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>01.07.2019</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 Dharmesh Sinha, learned counsel for the applicant and Dr Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A.No.575 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 14.05.2019 passed by this Court in O.A. No.318 of 2017.</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 B.B.P. 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. 206 of 2017 with M.A.No.55 of 2019
Inre : O.A. (A) No. 314 of 2015

Shiv Ram Singh
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>01.07.2019</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, learned counsel for the appellant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p style="text-align:center">Learned counsel for the applicant prays for and is granted four weeks' time to file objection on the compliance report.</p> <p style="text-align:center">List this case on 25.07.2019 for orders.</p> <p style="text-align:center">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align:right">(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. 208 of 2017 Inre : T.A. No. 887 of 2010

Niranjan Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.07.2019</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 Yashpal Singh, learned counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 26.07.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 36 of 2018 Inre : O.A. No. 64 of 2011

Ex. Rect. Vijay 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>01.07.2019</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 Dalbir Singh father of the applicant in person and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>In this Execution Application the only grievance of the applicant involved was that the amount of arrears of the salary has not been paid by the respondents.</p> <p>On behalf of the respondents a letter dated 19.02.2019 issued by the Accounts Officer, Pay Accounts Office (Ors) KRC Ranikhet has been produced before us according to which an amount of Rs.13,68,065/- has been credited in the account of the applicant on 15.02.2019. However the letter does not have account details.</p> <p>The father of the applicant has produced before us Passbook of State Bank of India bearing Account No. 38029454496, which is in the name of the applicant, but there is no entry of aforesaid payment of Rs.13,68,065/-. The applicant's father has confirmed that this account has details of salary payment of applicant and there is no other account in his name. Scrutiny of the Pass Book, clearly indicates that no such amount as claimed or any other amount from respondents has been transferred to the applicant at all in February 2019 or nearby dates.</p> <p>Ld. Counsel for the respondents is directed to produce evidence of the claimed transfer of Rs. 13,68065/- to applicant's account on 15.02.2019. He is also required to give full details of the Name, Bank, Branch and Account Number to which this amount has been transferred and the circumstances under which a claim has been made by respondents Account Officer that the due money has been transferred to the applicant's Bank Account.</p> <p style="text-align: center;">List this case on 23.07.2019 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>

Form No. 4

{See rule 11(1)}

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

Ex.A. No. 52 of 2018 Inre : O.A. No. 189 of 2010

Shiv Kumar Joshi

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>01.07.2019</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 Vinay Pandey, Advocate holding brief of Col. R.N. Singh (Retd.), Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment.</p> <p>Ld. Counsel for the respondents also prays for adjournment for filing compliance report.</p> <p>List this case on 30.08.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(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

Ex. A. No. 76 of 2018 Inre : T.A. No. 81 of 2016

Sharawan Kumar Singh & Others
By Legal Practitioner for the Petitioners

Petitioners

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.07.2019</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 Vijay Kumar Pandey, Ld. Counsel for the petitioners and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that on 06.05.2019 a letter was issued to the applicant to furnish the bank details.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for time to seek instruction from his client.</p> <p style="text-align: center;">Ld. Counsel for the respondents is directed to bring on record all the details.</p> <p style="text-align: center;">List this case on 17.07.2019 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

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

Dharmendra Pratap 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>01.07.2019</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. Rakesh Johri (Retd.) and Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Major Atul Gutpa, OIC Legal Cell the respondents.</p> <p style="text-align: center;">Departmental Representative prays for further time to deposit the cost.</p> <p style="text-align: center;">Last opportunity is being granted to the respondents to ensure the payment of cost.</p> <p style="text-align: center;">List this case on 18.07.2019 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

Ex.A. No. 174 of 2018 Inre : O.A. No. 284 of 2017

Ex. Hav. (Hony. Nb. Sub.) Shiwu Prasad Bari
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>01.07.2019</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.G. Singh, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that the cost shall be deposited by the next date fixed.</p> <p style="text-align: center;">List this case on 20.08.2019 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

M.A. No. 1765 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Sub. Devendra 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>01.07.2019</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 Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1765 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 disability pension, which is recurring cause of action. As per office report there is delay of 10 years, 03 months and 09 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 01.08.2019 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 style="text-align: left;">AKD/UKT/-</p>

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

O.A. No. 267 of 2013

Smt. Gomti Devi Wife of Late Kitab Singh (deceased)

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>01.07.2019</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. Misra, 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 submits that he has received the Supplementary Counter Affidavit filed by the respondents and prays for time to file Supplementary Rejoinder Affidavit.</p> <p style="text-align: center;">List this case on 05.08.2019 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. 264 of 2017

Devendra 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>01.07.2019</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. Rajawat, 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 submits that he has incorporated the amendments on 28.05.2019.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to file Counter Affidavit to the amended portion of the Original Application.</p> <p style="text-align: center;">List this case on 01.08.2019 for exchange of pleadings before the Registrar Court.</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>01.07.2019</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 Vijay 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 respondents prays for further time to file Counter Affidavit to the amended portion of the Original Application.</p> <p style="text-align: center;">Last opportunity is being granted to the Ld. Counsel for the respondents to file Counter Affidavit to the amended portion of the Original Application.</p> <p style="text-align: center;">List this case on 31.07.2019 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. 618 of 2017

Dhananjay 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>01.07.2019</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 Namit Sharma, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the applicant. Rejoinder Affidavit has also not been filed by the applicant.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 17.07.2019 for hearing.</p> <p>In the meantime Ld. Counsel for the applicant may file Rejoinder Affidavit.</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. 640 of 2017

Ram Pravesh Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.07.2019</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 Anurag Mishra, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the applicant. Rejoinder Affidavit has also not been filed by the applicant.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 17.07.2019 for hearing.</p> <p>In the meantime Ld. Counsel for the applicant may file Rejoinder Affidavit.</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. 03 of 2018

Vijay 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>01.07.2019</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 Sunil Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for further time to file Rejoinder Affidavit.</p> <p style="text-align: center;">List this case on 25.07.2019 for hearing.</p> <p style="text-align: center;">In the meantime Ld. Counsel for the applicant may file Rejoinder Affidavit.</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

M.A. No. 576 of 2019 Inre O.A. No. Nil of 2019

Ex Nb Sub Mahipal 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>02.07.2019</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 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>Present: Shri Shrikant Mishra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 576 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant by means of which the applicant has challenged his discharge order. As per office report, it is delayed by more than 10 months 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 20.08.2019 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. 577 of 2019 Inre O.A. No. Nil of 2019

Ex L Nk Rishipal 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>02.07.2019</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 Yogesh Kesarwani, 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 Yashpal Singh, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>M.A. No. 577 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant by means of which the applicant has prayed to set aside the order of dismissal. As per office report, it is delayed by more than 6 months 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 20.08.2019 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. 578 of 2019 Inre O.A. No. Nil of 2019

Lt Col (TS) Ved Prakash (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>02.07.2019</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 Ms. Anju Singh, Advocate on behalf of respondents is taken on record. Her name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri Om Prakash Kushwaha, learned counsel for the applicant and Ms. Anju Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 578 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of benefit of rounding off of disability pension. As per office report, it is delayed by more than 15 years 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 20.08.2019 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

O.A. No. 357 of 2019

Ex Hav Suresh 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>02.07.2019</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 Arun Kumar Sahu, 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 Yashpal Singh, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p><u>O.A. No. 357 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for fixation of pay. The matter needs to be adjudicated.</p> <p>Admit.</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 23.08.2019 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

O.A. No. 358 of 2019

Col Ravindra Kumar Ravi(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>02.07.2019</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 Rajiv 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 Yashpal Singh, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p><u>O.A. No. 358 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. The matter pertains to pension which is recurring cause of action.</p> <p>The matter needs to be adjudicated.</p> <p>Admit.</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 06.08.2019 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

O.A. No. 359 of 2019

Ex Hav Suresh Kumar Yadav
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>02.07.2019</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 Yashpal Singh, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><u>O.A. No. 359 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for fixation of pay. The matter needs to be adjudicated.</p> <p>Admit.</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 23.08.2019 before Registrar Court for exchange of pleadings.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

O.A. No. 360 of 2019

Ex Rfn Pappu 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>02.07.2019</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 Shakti Vikram Srivastava, 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, learned counsel for the applicant and Shri Shakti Vikram Srivastava, learned counsel for the respondents.</p> <p><u>O.A. No. 360 of 2019</u></p> <p>By means of this O.A., the applicant has challenged his discharge order dated 31.01.2008 after expiry of period of 11 years.</p> <p>Registry has reported that there is no delay in filing the O.A. on the ground that in 2018 the applicant has sent legal notice to the respondents but we do not find any substance in the report of the Registry. Only sending of legal notice cannot extend the statutory period of limitation.</p> <p>Thus, the report of Registry that there is no delay, is hereby rejected and the applicant is directed to move application for condonation of delay.</p> <p>List this case on 01.08.2019 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

O.A. No. 361 of 2019

Col R K Gupta
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>02.07.2019</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 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>Present: None for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>O.A. No. 361 of 2019</u></p> <p>Perusal of record shows that the applicant has made prayer to stay the order of Court of Inquiry which has been initiated against him.</p> <p>Learned counsel for the respondents submitted that this O.A. is not maintainable before this Tribunal.</p> <p>On the date fixed, learned counsel for the applicant is directed to argue on the point as to how this O.A. is maintainable.</p> <p>List this case on 19.08.2019 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. 581 of 2019 Inre O.A. (A) No. 98 of 2014

Union of India & Others
By Legal Practitioner for the Applicants

Applicants-respondents

Versus

Lt Col Subhash Chandra Pandey (Retd)
By Legal Practitioner for Respondent

Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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: Maj Vikas Sharma, Departmental Representative for the applicants-respondents.</p> <p><u>M.A. No. 581 of 2019</u></p> <p>This application has been filed under section 31 of the Armed Forces Tribunal Act 2007 by the applicants-respondents for grant of leave to appeal against the judgment and order dated 30.05.2019, passed by this Court in O.A. (A) No. 98 of 2014.</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.</p> <p>In this case, the appeal was allowed. It has been decided on the basis of evidence available on record in this case and a finding has been given that case is not proved beyond reasonable doubt.</p> <p>The applicants-respondents 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 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. 116 of 2017 Inre : O.A. No. 21 of 2013

Pramod Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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 Rohit Kumar, Advocate holding brief of Col RN Singh (Retd), learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>Shri Rohit Kumar, Advocate holding brief, prays for adjournment to file objection on the compliance report.</p> <p>List this case on 02.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 194 of 2017 Inre : O.A. No.99 of 2016

Kishan 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>02.07.2019</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 SC Kushwaha, learned counsel for the applicant and Shri Kaushik Chatterji, learned counsel for the respondents.</p> <p><u>Ex.A.No. 194 of 2017</u></p> <p>This is an application for execution of the order dated 07.07.2017 passed in O.A.No. 99 of 2016.</p> <p>Learned counsel for the respondents has produced before us a copy of the letter dated 27.06.2019 sent by the Senior Record Officer, which shows that an amount of Rs.9,74,588/- has been paid to the applicant towards back wages. A copy of the said letter has been furnished to the learned counsel for the applicant in court today itself.</p> <p>Learned counsel for the applicant admits that the applicant has received the said amount, but it is not the payment of back wages. This submission of the learned counsel for the applicant has no substance because the said amount, as per the letter, has been paid towards the back wages. He may file objection, if any, to the said letter by the date fixed, specifically mentioning the payment, which is yet to be paid.</p> <p>List this case on 21.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 137 of 2018 with M.A.No. 538 of 2019

Inre : T.A. No. 170 of 2011

Lekh Raj Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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 Yashpal Singh, learned counsel for the petitioner and Shri Mohd Zafar Khan, learned counsel for the respondents.</p> <p><u>M.A.No. 538 of 2019</u></p> <p>Having heard the learned counsel for the parties, it appears that the respondent nos.5 and 6 were necessary parties in the O.A..</p> <p>Accordingly, the application for impleadment is allowed and the respondent nos. 5 and 6 be impleaded in the O.A. Ex. Application be corrected accordingly.</p> <p>After incorporation of the said amendment, notices be issued to the newly impleaded parties. Steps to be taken within ten days.</p> <p>List this case on 21.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 143 of 2018 Inre : O.A. No. 18 of 2014

Gokula Nand 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>02.07.2019</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, learned counsel for the applicant and Ms Anju Singh, learned counsel for the respondents.</p> <p><u>Ex.A.No. 143 of 2018</u></p> <p>This is an application for execution of the order dated 03.01.2018 passed in O.A.No. 18 of 2014.</p> <p>Learned counsel for the applicant fairly concedes that the PPO has been issued and the order has been complied with and this Ex. Application has become infructuous.</p> <p>Accordingly, this Ex. Application is dismissed as infructuous.</p> <p>(Air Marshal B.B.P. 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. 206 of 2018 Inre : O.A. No. 12 of 2018

Dina Nath Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents.</p> <p><u>Ex.A.No. 206 of 2018</u></p> <p>This is an application for execution of the order dated 16.03.2018 passed in O.A.No. 12 of 2018.</p> <p>In this case admittedly PPO has been issued and the payment has been received by the applicant in compliance of the order under execution, but the claim of the applicant is that the payment of interest on the delayed payment has not been made.</p> <p>Learned counsel for the respondents submits that payment of interest on the delayed payment is under process and the same shall be paid within four weeks.</p> <p>List this case on 22.08.2019 for filing compliance report, failing which the respondents shall have to deposit cost of Rs.5000/- in the Registry, which shall be paid to the applicant through cheque.</p> <p>(Air Marshal B.B.P. 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. 209 of 2018 Inre : O.A. No. 141 of 2017

Ex Hav (Hony Nb Sub) Ayatu Sarki
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>02.07.2019</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>None appears for the applicant.</p> <p>Present: Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p>On behalf of the respondents, it is submitted that the PPO has been issued.</p> <p>Since none appears for the applicant, hence in the interest of justice, the case is passed over for the day.</p> <p>List this case on 07.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 216 of 2018 Inre : O.A. No. 189 of 2017

Smt Pushpa 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>02.07.2019</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 KK Misra, learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents.</p> <p><u>Ex.A.No. 216 of 2018</u></p> <p>This is an application for execution of the order dated 25.05.2018 passed in O.A.No. 189 of 2017.</p> <p>On behalf of the respondents, it is submitted that in this case RSMB of the applicant has been conducted and the PPO has been issued, thus, the order has been complied with.</p> <p>Learned counsel for the respondents is directed to provide a copy of the PPO as well as copy of the report of the RSMB to the applicant, who may file objection, if any, by the next date fixed.</p> <p>List this case on 25.07.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 229 of 2018 Inre : O.A. No. 298 of 2016

Maj Nagendra Singh Mamik (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>02.07.2019</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: Col YR Sharma (Retd), learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents.</p> <p>On the last date, we have passed the following order :</p> <p><u>"EX.A. No. 229 of 2018</u></p> <p><i>This is an application filed by the applicant for execution of order dated 08.05.2018 passed in O.A. No. 298 of 2016.</i></p> <p><i>Even after lapse of one year, the order under execution has not been complied with by the respondents. Today, again learned counsel for the respondents prays for further adjournment.</i></p> <p><i>List this case on 02.07.2019 for filing compliance report by the respondents, failing which the respondents shall have to deposit cost of Rs. 10,000/- in the Registry which shall be paid to the applicant through cheque."</i></p> <p>Today learned counsel for the respondents submits that the Government has accorded sanction on 12.06.2019 and the order shall be complied with within eight weeks and cost imposed earlier shall also be paid within one week.</p> <p>List this case on 26.08.2019 for filing compliance report, failing which the respondents shall have to deposit cost of Rs.15000/- in the Registry, which shall be paid to the applicant through cheque.</p> <p>Let a copy of this order be given to the learned counsel for the respondents within 24 hours free of cost for onward transmission.</p> <p>(Air Marshal B.B.P. 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.37 of 2019 Inre : O.A. No. 266 of 2012

Ptr Shubhash 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>02.07.2019</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, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file compliance report.</p> <p>List this case on 07.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 54 of 2019 Inre : T.A. No. 623 of 2010

Smt Shalini Mishra W/O (Late) Sep Ajai Kumar Mishra
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>02.07.2019</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, learned counsel for the petitioner and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Further four weeks time, as prayed for, is granted to the learned counsel for the respondents to seek instructions for payment of interest on the delayed payment.</p> <p>List this case on 20.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 260 of 2018 Inre : O.A. No. Nil of 2018

Siya 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>02.07.2019</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: Major Vikas Sharma, Departmental Representative. Learned counsel for the applicant was not available even on the last date and today also none appears for the applicant. However, in the interest of justice, the case is passed over for the day. List this case on 21.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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.1176 of 2018 Inre : O.A. No. Nil of 2018

Shashi Kant Chaturvedi
By Legal Practitioner for the 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>02.07.2019</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 Rohit Kumar, Advocate holding brief of Shri Vinay Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>This case was listed before the Registrar on 20.05.2019 and following order was passed :</p> <p><i>"List has been revised.</i></p> <p><i>Present: Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</i></p> <p><i>Ld. Counsel for the applicant submits that reply to objection on the application for condonation of delay is ready and the same shall be filed in the Registry during course of the day after serving a copy of the same on respondents' counsel. He also prays for that this case is sent to the Hon'ble Bench for hearing on admission. As prayed, list this case before the Hon'ble Bench on 02.07.2019 for hearing on admission."</i></p> <p>Inspite of the aforesaid order of the Registrar, learned counsel for the applicant has not taken care to file reply to the objection.</p> <p>Today Shri Rohit Kumar, Advocate holding brief, prays for adjournment of the case. In the interest of justice, the case is passed over for the day. However, the opportunity to file reply to the objection is hereby closed.</p> <p>List this case on 23.08.2019 for orders.</p> <p>(Air Marshal B.B.P. 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. 1253 of 2018 Inre : O.A. No. (Nil) of 2018

Jagat 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>02.07.2019</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 O.P. Kushwahal, holding brief of Shri J.N. Mishra, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 06.08.2019 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

M.A. No. 1481 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Gunner Ram Chandra 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>02.07.2019</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 Shri Adesh Kumar Gupta, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1481 of 2018 Inre : O.A. No. (Nil) of 2018</u></p> <p>By means of instant Original Application the applicant has prayed following reliefs :-</p> <p>(i) To issue an order or direction to the respondents directing them to grant/sanction pension to the applicant treating as if he has completed minimum qualifying service for pension and also give post retiral dues.</p> <p>(ii) To issue an order or Direction to the respondents to decide the representation dated 26.04.2018 (Contained as Annexure No.1 in Compilation No.2).</p> <p>(iii) To issue an order or direction that this Hon'ble Tribunal may deem fit and proper under the facts and circumstances of the case.</p> <p>(iv) Award the cost of the application to the applicant.</p> <p>Heard on the point of delay.</p> <p>The facts leading to this case is that the applicant was discharged from service on 16.05.1996 on the ground of his conviction in a criminal case under Section 307 of I.P.C. At that point of time the applicant had served in the Army for 10 years 03 months and 16 days. Admittedly, the conviction of the applicant was upheld by the Hon'ble Allahabad High Court. Since the applicant has no mandatory pensionable service of fifteen years in the Army, therefore, no relief can be granted to the applicant. To keep this Original Application pending is a futile exercise and wastage of time of this Tribunal. Further, no plausible reason has been given by the applicant in the application for condonation of delay.</p> <p>In view of above, the Application for Condonation of delay (M.A. No. 1481 of 2018) of 2018 is dismissed. Consequently, the Original Application No. (Nil) of 2018 is also dismissed.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;">AKD/UKT/-</p>

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

M.A. No. 1972 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Spr. Devesh Singh Bhadauriya
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>02.07.2019</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. Y.R. Sharma (Retd.), Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment for better preparation of the case.</p> <p style="text-align: center;">List this case on 19.08.2019 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

M.A. No. 2047 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Hav. (Hony. Nb. Sub) Vinod Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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 Om Prakash Kushwaha, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 2047 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 09 years and 06 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 19.08.2019 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. 356 of 2019 Inre : O.A. No. 152 of 2016

Arbind Kumar Dubey
By Legal Practitioner for the Applicant

Applicant

Versus

Lt. Col. Anirban Deka
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case notice issued to the private respondent i.e. Lt. Col. Anirban Deka has been returned back unserved.</p> <p style="text-align: center;">Let fresh notice be issued to the private respondent i.e. Lt. Col. Anirban Deka returnable at an early date.</p> <p style="text-align: center;">Ld. Counsel for the applicant is directed to take steps within a period of one week.</p> <p style="text-align: center;">List this case on 26.08.2019 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

M.A. No. 522 of 2019 Inre : O.A. No. (Nil) of 2019

Hav. Rajeev 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>02.07.2019</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 Vishal Bhatnagar, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">As prayed by the Ld. Counsel for the respondents one week time is granted to seek instruction.</p> <p style="text-align: center;">List this case on 11.07.2019 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. 504 of 2017

Ghanshyam Shukla
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>02.07.2019</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, holding brief of Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 30.07.2019 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. 248 of 2018

Shyam 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>02.07.2019</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. Anju Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to file Supplementary Counter Affidavit in pursuance of order dated 29.03.2019 passed by this Tribunal.</p> <p style="text-align: center;">List this case on 21.08.2019 before the Registrar 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. 364 of 2018 along with T.A. No. 38 of 2016 (Decided)

Ex. Sep. (SKT) Kirpal 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>02.07.2019</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 Rohit Kumar, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for further adjournment to comply the order dated 02.04.2019. Accordingly, the case is adjourned.</p> <p>List this case on 23.08.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(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. 45 of 2019

Hony. Nb. Sub. Tahasildar 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>02.07.2019</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>Memo of appearance filed by Shri Asheesh Agnihotri, Advocate on behalf of the respondents is taken on record. His name be shown as Ld. Counsel for the respondents when the case is listed next.</p> <p>Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>It is informed by the Ld. Counsel for the parties that the pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 01.08.2019 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. 50 of 2019

Ex. Sep. Chander 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>02.07.2019</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. Mishra, 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 further time for better preparation of the case.</p> <p style="text-align: center;">List this case on 21.08.2019 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. 53 of 2019

Ex. Nb. Sub. Dinesh Kumar Rai
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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. Rakesh Johri (Retd.), Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents. Heard arguments. Judgment is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 96 of 2019

Ex. M.W.O. (Hony. Flying Officer) Gaya Prasad Pandey

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>02.07.2019</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 Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case the amendments have been incorporated.</p> <p style="text-align: center;">List this case on 09.08.2019 before the Registrar 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. 139 of 2019

Col. Ravi Prakash Singh (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>02.07.2019</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 Virat Anand Singh, 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 respondents prays for time for filing Counter Affidavit.</p> <p style="text-align: center;">List this case on 09.08.2019 before the Registrar 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. 208 of 2014

Pravind 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>02.07.2019</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>Memo of appearance filed by Shri Ashish Agnihotri, Advocate on behalf of the respondents is taken on record. His name be shown as Ld. Counsel for the respondents when the case is listed next.</p> <p>Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>On behalf of the respondents it is submitted that Shri D.K. Pandey, who is arguing Counsel for the respondents is met with an accident and prays for adjournment.</p> <p>List this case on 21.08.2019 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. 212 of 2016

Smt. Vinod
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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 is taken up in the revised list. Present: Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. None is present on behalf of the applicant. Perusal of the order-sheet shows that the applicant is avoiding to appear before the Tribunal. Thus it transpires that the applicant is not interested to pursue her case. Hence, Original Application No. 212 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. 291 of 2017

Ram 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>02.07.2019</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 Virat Anand Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for short adjournment for producing the original records.</p> <p style="text-align: center;">List this case on 23.08.2019 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

O.A. No. 148 of 2018

Raj Kumar Verma
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>02.07.2019</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 V.P.S. Vats, Ld. Counsel for the respondents. Heard arguments. Judgment is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. No. 700 of 2010 along with T.A. No. 699 of 2010 and
T.A. No. 701 of 2010 (Decided)

Smt. Poonam Srivastava W/o Anand Kumar Srivastava (Deceased) & Others **Petitioners**
By Legal Practitioner for the Petitioners

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>02.07.2019</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: justify;">Memo of appearance filed by Shri Asheesh Agnihotri, Advocate on behalf of the respondents is taken on record. His name be shown as Ld. Counsel for the respondents when the case is listed next.</p> <p style="text-align: justify;">Present: Shri Rohit Kumar, Ld. Counsel for the petitioners and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: justify;">On behalf of the respondents it is submitted that Shri D.K. Pandey, who is arguing Counsel for the respondents is met with an accident and prays for adjournment.</p> <p style="text-align: justify;">List this case on 21.08.2019 for hearing.</p> <p style="text-align: justify;">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) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>