

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

Court No. 1

O.A. No. 37 of 2017

Dharmendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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>This case was listed on 04.01.2019 and judgment was reserved.</p> <p>While dictating the judgment, some discrepancies have been noticed which require clarification.</p> <p>List this case on 14.01.2019 for further hearing.</p> <p>Shri K.K. Singh Bisht, learned counsel for the applicant and Dr. Chet Narayan Singh, learned counsel for the respondents be informed accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>ukt</p>

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

M.A. No. 34 of 2019 Inre : O.A. No. (Nil) of 2019

Ex. JWO Bharat 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>08.01.2019</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 V.P. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>In this Original Application the applicant has made same prayer which was made in earlier Original Application No. (Nil) of 2017 - Diary No. 1619 of 2017 and on 14.11.2018 the same was dismissed and following order was passed :-</p> <p style="text-align: center;"><i>“On 04.10.2018 the Tribunal passed the following order :-</i></p> <p style="text-align: center;"><i>“Learned counsel for the applicant prays for further time to remove the defects. For the last seven dates, he has been praying time to remove the defects but the defects have not yet been removed.</i></p> <p style="text-align: center;"><i>Today again adjournment is prayed. As prayed, last opportunity is granted to the learned counsel for the applicant to remove the defects, failing which this O.A. shall stand dismissed.”</i></p> <p style="text-align: center;"><i>In spite of last opportunity granted to the applicant defects have not been removed. It appears that the applicant is not interested to pursue the case. The case is accordingly, dismissed.”</i></p> <p>Now the Ld. Counsel for the applicant has moved fresh Original Application with the same prayer instead of moving application for recall of order dated 14.11.2018.</p> <p>Ld. Counsel for the applicant submits that this Original Application may be dismissed as withdrawn with liberty to move recall application.</p> <p>Accordingly, Misc. Application No. 34 of 2019 Inre : Original Application No. (Nil) of 2019 is dismissed as withdrawn with liberty as prayed.</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

Ex.A. No. 116 of 2018 Inre : O.A. NO. 137 of 2017

Awadhesh Kumar 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>08.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Namit Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In pursuance of order dated 06.12.2018 Ld. Counsel for the respondents submits that he shall file the Review Application during the course of the day.</p> <p style="text-align: center;">List this case on 14.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>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)
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>08.01.2019</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 and Shri R.K. Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for further time to file Supplementary Counter Affidavit.</p> <p style="text-align: center;">List this case on 31.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 257 of 2017

Shobha Devi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed by the Ld. Counsel for the applicant that applicant – Shobha Devi has expired and he intends to take steps for substitution of her legal heirs.</p> <p style="text-align: center;">List this case on 05.03.2019 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. 589 of 2017

Ganga Sagar
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>08.01.2019</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 Rakesh Sharma, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard. Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 01 of 2018

Smt. Kamlesh
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>08.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed at Bar that the pleadings have been exchanged and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 07.03.2019 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. 222 of 2018

Smt. Bala 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>08.01.2019</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 R.C. Shukla, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed at Bar that the pleadings have been exchanged and the case is ripe for hearing.</p> <p style="text-align: center;">It transpires from record that in the Counter Affidavit medical documents have not been annexed by the respondents. We have several times asked the Ld. Counsel for the respondents to annex the medical papers along with the Counter Affidavit atleast in the cases relating to disability pension. In spite of that the respondents have not annexed the medical documents. It is a negligence on the part of the respondents.</p> <p style="text-align: center;">Hence, we hereby direct the respondents to bring on record the medical documents so that the case may be disposed of on merit.</p> <p style="text-align: center;">List this case on 08.03.2019 for hearing.</p> <p style="text-align: center;">Meanwhile medical documents may be filed by the respondents.</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

R.A. No. 52 of 2018 Inre : O.A. No. 144 of 2016

Union of India and Others By Legal Practitioner for the Applicants	Applicants
Versus	
Sgt. Rajendra Prasad Pal By Legal Practitioner for Respondent	Respondent

Notes of the Registry	Orders of the Tribunal		
	<p><u>08.01.2019</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.C. Shukla, Ld. Counsel for the applicant and Shri Shailendra Kumar Singh, Ld. Counsel for the respondent.</p> <p style="text-align: center;">Ld. Counsel for the respondent-applicant submits that he has provided a copy of objection to the Ld. Counsel for the Review Applicants/Union of India and Others, and he shall file the same in the registry during the course of the day.</p> <p style="text-align: center;">List this case on 01.02.2019 for orders.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p style="margin-top: 10px;">AKD/UKT/-</p>	(Air Marshal B.B.P. Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Air Marshal B.B.P. Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

T.A. No. 53 of 2017

Raheem Khan
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>08.01.2019</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: Mohd. Aksari Ali, Ld. Counsel for the petitioner and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 404 of 2017

Ram Bhawan
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>08.01.2019</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. A.K. Srivastava (Retd.), Shri Shyam Sundar Bajpai and Shri Dharam Raj Singh, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is submitted by the Ld. Counsel for the respondents that he has received the Court of Inquiry proceedings in original and he shall file a copy of the same in the registry within one week after providing a copy of the same to the Ld. Counsel for the applicant.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for time to file objection against the Court of Inquiry.</p> <p style="text-align: center;">List this case on 27.03.2019 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 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. 611 of 2017

Sunil 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>08.01.2019</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 Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 111 of 2018 with M.A. No. 35 of 2019

Dharambir 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>08.01.2019</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 Om Prakash Kushwaha, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 35 of 2019</u></p> <p>This is an application for amendment moved on behalf of the applicant for correction of the prayer clause. Ld. Counsel for the respondents has no objection.</p> <p>With the consent of both the parties, amendment application is allowed.</p> <p>Ld. Counsel for the applicant is directed to incorporate the amendment within one week.</p> <p>List this case on 19.02.2019 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. (A) No. 311 of 2017

Smt. Alka Mishra W/o Vimal Kumar 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>08.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. 49 of 2016

Vijay Kumar Upadhyaya
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>08.01.2019</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 P.K. Shukla, Advocate holding brief of Shri Virat Anand Singh, Ld. Counsel for the petitioner and Capt. Pooja Arora, OIC Legal Cell for the respondents.</p> <p>On behalf of both the parties, adjournment is prayed.</p> <p>List this case on 04.02.2019 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

Ex.A. No.150 of 2018
Inre O.A.No.569 of 2017

Hony Nb Sub Ram Awadh Rai
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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, learned counsel for the applicant and Ms Appoli Srivastava, learned counsel for the respondents.</p> <p><u>Ex.A. No.150 of 2018</u></p> <p>This is an application for execution of the order dated 09.01.2018 passed in O.A.No.569 of 2017.</p> <p>In this case, the respondents have filed Review Application No.81 of 2018 which is listed on 22.01.2019.</p> <p>List this case on 22.01.2019 for orders alongwith the aforesaid Review Application.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Ex.A. No.225 of 2018
Inre O.A.No.335 of 2018

Shyam Lal Pandey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><u>Ex.A. No.225 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 25.07.2018 passed in O.A.No.335 of 2018, whereby a direction was given to the respondents to dispose off the First Appeal of the applicant.</p> <p style="text-align: center;">On behalf of the respondents, a copy of order dated 07th January 2019 has been produced before us, which is kept on record, whereby the First Appeal of the applicant has been disposed of by a speaking order. Copy of the said speaking order has also been provided to the learned counsel for the applicant, who fairly concedes that the order has been complied with and this Ex.Application has become infructuous.</p> <p style="text-align: center;">Since the order under execution has been fully complied with, this Ex. Application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

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

Ex.A. No.233 of 2018 alongwith Ex. A.No.150 of 2017
Inre O.A.No.102 of 2012

Jeetendra Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 Vijay Kumar Pandey, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents.</p> <p><u>Ex.A. No.233 of 2018</u></p> <p>This is an application for execution of the order dated 21.09.2016 passed in O.A.No.102 of 2012.</p> <p>On behalf of the respondents, a preliminary objection has been raised that this order is an interim order passed during the pendency of the aforesaid O.A., which has been finally disposed off vide order dated 22.03.2017. Therefore, this order has merged into the final order.</p> <p>Apart from it, it has also been submitted that there is no direction in the order dated 21.09.2016 to the respondents.</p> <p>Learned counsel for the applicant has brought to our notice the following paragraph of the order, on which he has placed reliance for execution:</p> <p><i>“If the case property is being disposed of immediately after General Court Martial/trial, this practice requires to be modulated or modified. The case property must be retained and preserved till its adjudication from the highest forum. It is hoped that this order would be communicated to the Chief of the Army Staff to issue appropriate order, circular or direction as the case may be, for amending the existing practice in vogue in the Army It may be clarified that in case the case property or exhibits are not produced on the ground that the same may have been disposed of in terms of section 151 of the Army Act, it may give room for an accused or guilty personnel to claim acquittal in such cases on this technical ground.”</i></p> <p>A bare perusal of the aforesaid paragraph makes it abundantly clear that it is an advisory and not a direction to the respondents to issue orders accordingly.</p> <p>That apart, it is informed on behalf of the respondents that against the final order dated 22.03.2017 passed in the aforesaid</p>

O.A., the respondents have preferred an appeal and the same is pending before the Hon'ble Apex Court.

Since this Ex. Application has been preferred against an interim order and there is no direction to the respondents, therefore, we hereby dismiss this Ex. Application.

Ex. A.No.150 of 2017

It is informed by the learned counsel for the respondents that civil appeal has been preferred against the order under execution, which is likely to be listed before the Hon'ble Apex Court on 11.01.2019, hence hearing is adjourned.

List this case on 20.02.2019 for orders.

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

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

PKG

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No.1770 of 2016
Inre O.A.No.Nil of 2016

Amar Bahadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 SG Singh, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents.</p> <p>On behalf of the applicant, it is informed that the applicant has expired and he shall take steps for substitution of the legal heirs of the applicant.</p> <p>List this case on 21.02.2019 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.1987 of 2017
Inre O.A.No.Nil of 2017

Pramod Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 Dr Chet Narayan Singh, learned counsel for the respondents.</p> <p><u>M.A. No.1987 of 2017</u></p> <p>This is an application for condonation of delay in filing the O.A.</p> <p>Col YR Sharma (Retd), learned counsel for the applicant submits that he does not intend to press this application.</p> <p>Accordingly, this application is dismissed as not pressed.</p> <p><u>O.A.No.Nil of 2017</u></p> <p>Since the application for condonation of delay has already been dismissed as not pressed, this O.A. 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>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No.2239 of 2017
Inre O.A.No.Nil of 2017

Satay Ram
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 Virendra Prasad, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p><u>M.A. No.2239 of 2017</u></p> <p>By means of this O.A., the applicant has made prayer for sanction of leave and payment of salary, 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 13.03.2019 for orders before the Registrar Court.</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. 36 of 2018
Inre O.A.No.Nil of 2018

Naib Subedar Girish Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 YR Sharma (Retd), learned counsel for the applicant and Ms Amrita Chakraborty, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 36 of 2018</u></p> <p style="text-align: center;">This is an application for condonation of delay in filing the O.A.</p> <p style="text-align: center;">Col YR Sharma (Retd), learned counsel for the applicant submits that he does not intend to press this application.</p> <p style="text-align: center;">Accordingly, this application is dismissed as not pressed.</p> <p style="text-align: center;"><u>O.A.No.Nil of 2018</u></p> <p style="text-align: center;">Since the application for condonation of delay has already been dismissed as not pressed, this O.A. 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>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No.199 of 2018
Inre O.A.No.Nil of 2018

Bharat Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 JN Mishra, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p><u>M.A. No.199 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for release of service pension in the rank of Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 08.03.2019 for orders before the Registrar Court.</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.1602 of 2018
Inre O.A.No.Nil of 2018

Ex Nk Bipin Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 Awasthi, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents.</p> <p><u>M.A. No.1602 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for grant of disability element of disability pension, 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 20.02.2019 for orders before the Registrar Court.</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.1880 of 2018
Inre O.A.No.Nil of 2018

Col Ravi Prakash Singh (Retd)
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 Virat Anand Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Today a legible copy of the annexures has been filed by the learned counsel for the applicant.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file objection.</p> <p>List this case on 20.02.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A.No. 223 of 2015 Court No. 1

Sub Arun Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 KKS Bisht, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant has submitted that he has deposited the cost in pursuance of the order dated 06.12.2018 and he submits that he does not intend to file any supplementary rejoinder affidavit.</p> <p style="text-align: center;">List this case on 19.02.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, original records pertaining to the case shall be produced by the respondents.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
O.A.No. 244 of 2015

Sub Narendra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</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 KKS Bisht, learned counsel for the applicant and Dr Chet Narayan Singh, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant has submitted that he has deposited the cost in pursuance of the order dated 06.12.2018 and he submits that he does not intend to file any supplementary rejoinder affidavit.</p> <p style="text-align: center;">List this case on 19.02.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, original records pertaining to the case shall be produced by the respondents.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

M.A. No. 33 of 2019 Inre O.A. No. Nil of 2019

Ex Nb Sub Durgesh 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>08.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Anurag Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri VP Pandey, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p>This is an application for condonation of delay in filing O.A. for grant of disability pension. As per office report, it is delayed by 01 year, 01 month & 02 days in filing the Original Application.</p> <p>Learned counsel for the respondents submits that he does not intend to file any objection on application for condonation of delay.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, to be filed by Ld. Counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 15.02.2019 for exchange of affidavits in 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>gsr</p>

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

Court No. 2

M.A. No. 31 of 2019 with M.A. No. 32 of 2019
Inre O.A. No. 692 of 2017

Union of India & Others

By Legal Practitioner for Applicant-respondents

Applicant-respondents

Versus

Ex Hav Prakdash Singh

By Legal Practitioner for Respondents

Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2019</u> <u>Hon'ble Mr. Justice SVS Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Anurag Mishra, Ld. Counsel for the applicant-respondents.</p> <p style="text-align: center;"><u>M.A. No. 31 of 2019</u></p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 692 of 2017. Admittedly, the application is time barred and has been moved beyond statutory period by 01 month and 22 days. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 32 of 2019</u></p> <p>This application for grant of leave to appeal has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected.</p> <p>In consequence thereof the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice SVS Rathore) Member (J)</p> <p>gsr</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

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

Ex-A/45 of 2018 Inre Ex-A/2 of 2017 Inre O.A. No. 125 of 2015

Smt Manoj 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>08.01.2019</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents.</p> <p>This is an application for execution of order dated 02.08.2016 passed in O.A. No. 125 of 2015.</p> <p>Ld. Counsel for the applicant submits that PPO has already been issued to the applicant.</p> <p>Thus, this execution application is dismissed being infructuous.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>gsr</p>

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

Ex-A/88 of 2018 with M.A. No. 1526 of 2018
Inre O.A. No. 258 of 2016

Smt Asha 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>08.01.2019</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents.</p> <p>On 20.11.2018 the following order was passed:-</p> <p style="text-align: center;"><i>“This is an application for execution of order dated 08.12.2017. Even after availing three opportunities, compliance report has not been filed by the respondents. Today again adjournment has been prayed for by learned counsel for the respondents to enable him to file compliance report.</i></p> <p style="text-align: center;"><i>List the case on 08.01.2019 to enable learned counsel for the respondents to file compliance report failing a cost of Rs 15,000/- (Rupees fifteen thousand) shall be paid by the respondents to the applicant.”</i></p> <p>Today the respondents submits that due to certain dispute between PAO and the Record Office the order has not been complied with.</p> <p>Ld. Counsel for the respondents undertakes to deposit the cost within one week.</p> <p>Adjournment has been prayed on behalf of the respondents for compliance of order under execution and deposition of cost.</p> <p>List the case on 18.03.2019 for order failing which cost of Rs 20,000/- will have to be deposited by the respondents.</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>gsr</p>

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

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

Kamta 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>08.01.2019</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 Om Prakash Kushwaha, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents prays for and is granted time to file compliance report.</p> <p>List this case on 05.03.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>gsr</p>

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

Ex-A/136 of 2018 Inre O.A. No. 268 of 2018

Nand Lal 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>08.01.2019</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 Bhanu Pratap Singh, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that he shall deposit the cost during course of the day.</p> <p>List the case on 09.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>gsr</p>

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

M.A. No. 2052 of 2018 Inre O.A. No. Nil of 2018

Smt. Sabuli Devi wife of Rfn (Late) Kishan 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>07.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 2052 of 2018</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of special family pension. As per office report, it is delayed by 01 year, 05 months & 04 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 21.02.2019 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. 2053 of 2018 Inre O.A. No. Nil of 2018

Sub Raeesul Hasan (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>07.01.2019</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 the respondent Nos. 1 to 4 is taken on record. His name be shown as learned counsel for the respondent Nos. 1 to 4, when the case is next listed.</p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 2053 of 2018</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of promotion. As per office report, it is delayed by 05 months & 14 days in filing the Original Application.</p> <p>In this case, notice has been received by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondent Nos. 1 to 4.</p> <p>Let notice on the application for condonation of delay be issued to respondent Nos. 5 & 6 by regd. post as well as normal mode of service. Steps to be taken within a week.</p> <p>Learned counsel for the respondents to file objection on the application for condonation of delay within four weeks. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 21.02.2019 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. 9 of 2019 Inre O.A. No. Nil of 2019

Hav (DSC) Chandra Pal Singh Chauhan (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>07.01.2019</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 the respondents is taken on record. Her name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 9 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for correct fixation of pay and payment of arrears of pay and allowances. As per office report, it is delayed by 03 years & 05 months & 26 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 21.02.2019 for orders before Registrar Court.</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. 15 of 2019 Inre O.A. No. Nil of 2019

Ex HFO Sureshwari Prasad 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>07.01.2019</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 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 Sudhir Kumar Singh, learned counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 15 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of disability pension. As per office report, it is delayed by 23 years & 05 months & 01 day 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 22.02.2019 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. 17 of 2019 Inre O.A. No. Nil of 2019

Ex Sep Vijay 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>07.01.2019</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 A.K. Singh, 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 Sudhir Kumar Singh, learned counsel for the applicant and Shri A.K. Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 17 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of disability pension. As per office report, it is delayed by 25 years & 08 months & 01 day 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 22.02.2019 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. 19 of 2019 Inre O.A. No. Nil of 2019

Ex Hav (Hony Nb Sub) Suraj 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>07.01.2019</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 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 Sudhir Kumar Singh, learned counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 19 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of revised pension of hony Naib Subedar. As per office report, it is delayed by 11 years & 06 months & 01 day 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 22.02.2019 for orders before Registrar Court.</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. 26 of 2019 Inre O.A. No. Nil of 2019

Ex WO Awadhesh 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>07.01.2019</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 the respondents is taken on record. Her name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 26 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of disability pension. As per office report, it is delayed by 04 years & 10 months & 20 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 20.02.2019 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. 27 of 2019 Inre O.A. No. Nil of 2019

Smt Prabhawati Wife of L Nk (Late) Mangal Prasad Verma 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>07.01.2019</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 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 Parijaat Belaura, learned counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 27 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of special family pension. As per office report, it is delayed by 33 years & 01 month & 02 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 05.03.2019 for orders before Registrar Court.</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. 18 of 2019 Inre O.A. No. 553 of 2017

Ex Sigmn Dinkar 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>07.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 18 of 2019</u></p> <p>This application has been filed under section 31(1) of the Armed Forces Tribunal Act 2007 by the applicant for grant of leave to appeal against the judgment and order dated 11.12.2018, passed by this Court in O.A. No. 553 of 2017. The O.A. filed by the applicant was dismissed.</p> <p>The applicant has neither mentioned any question of law of general public importance involved in the case in his application nor he could bought out any such question of law of general public importance during his argument. 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

M.A. No. 20 of 2019 with M.A. No. 21 of 2019 Inre O.A. No. 76 of 2017

Ashok 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>07.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Vijay Kumar Pandey, learned counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 20 of 2019</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 22.10.2018, passed by this Court in O.A. No. 76 of 2017.</p> <p><u>M.A. No. 21 of 2019</u></p> <p>This application has been filed by the applicant after expiry of the period of limitation which is delayed by 01 month & 13 days in filing the application for leave to appeal. Learned counsel for the applicant has only argued that this application for leave to appeal is barred by time and no question of law of general public importance involved could be brought to our notice during the course of arguments.</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. 22 of 2019 with M.A. No. 23 of 2019 Inre O.A. No. 143 of 2015

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

Applicant-respondents

Versus

Ex Nk (Nursing Asst) Shaikh Ibrahim
By Legal Practitioner for Respondents

Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Amit Jaiswal, learned counsel for the applicant-respondents.</p> <p><u>M.A. No. 22 of 2019</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 18.12.2017, passed by this Court in O.A. No. 143 of 2015.</p> <p><u>M.A. No. 23 of 2019</u></p> <p>This application has been filed by the applicant-respondents after expiry of the period of limitation which is delayed by 11 months & 16 days in filing the application for leave to appeal. Learned counsel for the applicant-respondents has only argued that this application for leave to appeal is barred by time and no question of law of general public importance involved could be brought to our notice during the course of arguments.</p> <p>Accordingly, application for leave to appeal is rejected on the ground of delay as well as on merits.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

M.A. No. 1099 of 2018 Inre : O.A. No. (Nil) of 2018

Prabhu Dayal
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>07.01.2019</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 Virendra Kumar Gupta, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case on 19.11.2018 the applicant was granted time to take steps to carry out amendment in the prayer clause. It transpires from record that without moving any amendment application and without seeking permission from the Tribunal to correct the Original Application the applicant has carried out the amendment in the Original Application, which is highly objectionable, as the Court record cannot be corrected in such a manner.</p> <p style="text-align: center;">Office is directed to explain as to why the office has permitted to incorporate the amendment in the Original Application without the order of Court.</p> <p style="text-align: center;">Let the registry enquire and submit a report as to why the registry has permitted to carry out the amendment in the prayer clause without moving an application for amendment and without order of the Tribunal.</p> <p style="text-align: center;">List this case on 11.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

M.A. No. 1344 of 2018 Inre : O.A. No. 39 of 2018

Vijay 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>07.01.2019</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 Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1344 of 2018</u></p> <p>In this case the order dated 09.01.2018 passed by this Tribunal was not complied within the stipulated time by the respondents. Thereafter, an application for extension of time of was moved on behalf of the respondents. An additional two month's time was granted to the respondents vide Tribunal's order dated 24.07.2018. Again four weeks time was granted to the respondents vide Tribunal's order dated 20.11.2018. But, even then the respondents have not filed compliance report. Earlier the respondents have moved an application for condonation of delay along with application for leave to appeal which have been rejected vide Tribunal's order dated 02.01.2019. Today again Ld. Counsel for the respondents prays for further time to file compliance report. The respondents have delayed the execution of order dated 09.01.2018 passed by this Tribunal for a considerable time.</p> <p>Accordingly, we hereby grant four weeks further time file compliance report subject to payment of cost of Rs.15,000/- which shall be deposited in the registry and shall be paid to applicant. Payment of cost shall be a condition precedent to right to file the compliance report.</p> <p style="text-align: center;">List this case on 15.02.2019 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. 1591 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. (Signn) Sanjay 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>07.01.2019</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: The applicant in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">The applicant prays for time to engage a new Counsel.</p> <p style="text-align: center;">List this case 31.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 281 of 2016

Ravinder 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>07.01.2019</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed at the Bar that the pleadings are complete and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 05.03.2019 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. 399 of 2017

Khamlesh 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>07.01.2019</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 V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed at the Bar that the pleadings are complete and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 06.03.2019 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. 523 of 2017

Chakravir Chaudhary
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>07.01.2019</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. R.N. Singh (Retd.) and Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>It is informed at the Bar that the pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 07.03.2019 for hearing.</p> <p>Ld. Counsel for the parties shall file case laws/synopsis of the case by the date fixed.</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. 598 of 2017

Uma Datt 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>07.01.2019</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 Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed at the Bar that the pleadings are complete and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 08.03.2019 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. 599 of 2017

Maj. Rajendra Singh and 23 Others
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.K. Pandey, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that only Respondents No. 4 has filed Counter Affidavit and the remaining respondent Nos.1 to 3 have not yet filed Counter Affidavit.</p> <p style="text-align: center;">Ld. Counsel for the respondent Nos.1 to 3 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 18.02.2019 before Registrar Court for exchange of pleadings.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 253 of 2018

Ram 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>07.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.K. Pandey, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Pleadings are complete and the case is ripe for hearing.</p> <p style="text-align: center;">List this case on 21.01.2019 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. 382 of 2018 with M.A. No. 1780 of 2018

Nitesh 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>07.01.2019</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 P.K. Shukla, Advocate holding brief of Shri Amit Sharma, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Brief holder appearing on behalf of Ld. Counsel for the applicant prays for adjournment.</p> <p style="text-align: center;">This case was admitted on 21.08.2018 and on that date a request was made on behalf of the applicant to take steps to amend the prayer clause of interim relief. However, no step has been taken for the same.</p> <p style="text-align: center;">List this case on 06.02.2019 for orders.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p style="font-size: small; margin-top: 10px;">AKD/UKT/-</p>	(Air Marshal B.B.P. Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Air Marshal B.B.P. Sinha) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

T.A. No. 16 of 2017

S.P. Shukla
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>07.01.2019</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, Ld. Counsel for the petitioner and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>Heard on the application for amendment.</p> <p>This amendment application was moved before the Hon'ble High Court on 22.08.2008 and in the meantime the Writ Petition was transferred to this Tribunal and has been re-numbered as T.A. No. 16 of 2017. Objection on the amendment application has also been filed by the respondents in this Tribunal.</p> <p>After hearing Ld. Counsel for the parties we are of the view that by means of this amendment application the applicant wants to add certain new grounds which relate to the provisions of S.C.M. proceedings, therefore, we hereby allow the amendment application.</p> <p>The Ld. Counsel for the applicant is directed to incorporate the amendments from para 22.2(I) to 22.2(R) in the T.A. within two weeks. Ld. Counsel for the petitioner shall file Amended copy of the T.A. in the Tribunal after providing a copy of the same to the Ld. Counsel for the respondents, who may file Counter Affidavit to the said amended portion of the T.A., if required.</p> <p>List this case on 13.02.2019 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. 202 of 2012

Vijay Kant Shukla
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>07.01.2019</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 P.K. Shukla, Advocate holding brief Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>On 03.12.2018 we have passed the following order :-</p> <p style="text-align: center;"><i>“Today again Ld. Counsel for the applicant prays for adjournment. Thus he himself is responsible for delay in the disposal of the case.</i></p> <p style="text-align: center;"><i>List this case on 07.01.2019 for hearing. No further adjournment shall be entertained.”</i></p> <p>But even today the adjournment is being prayed on behalf of the Ld. Counsel for the applicant. In spite of specific order of no further adjournment shall be entertained, the Ld. Counsel for the applicant handed over his brief to his Brief Holder for adjournment. Such conduct of the Ld. Counsel for the applicant is highly objectionable. The Ld. Counsel for the applicant is himself responsible for delaying in disposal of the case. It appears that the applicant is not interested in disposal of this case.</p> <p>List this case on 27.03.2019 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. 31 of 2014

Jeetendra Bahadur Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for one week's time to file Supplementary Affidavit. He may file the Supplementary Affidavit within the aforesaid period after providing a copy of the same to the Ld. Counsel for the respondents, who may file Counter Affidavit, if any, within four weeks thereafter.</p> <p style="text-align: center;">List this case on 20.02.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 178 of 2016

Kushal 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>07.01.2019</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 Satendra Kumar Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">A perusal of the order passed in M.A. No. 1780 of 2015 is necessary for disposal of the case. Hence, office is directed to list this case along with the case of M.A. No. 1780 of 2015.</p> <p style="text-align: center;">List this case on 28.01.2019 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. 268 of 2016

Vinod Kumar

By Legal Practitioner for the Applicant

Applicant

Versus

Rajput Regiment Abhilekh Karyalaya & Another

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Sunil Sharma, Ld. Counsel for the respondents. None is present on behalf of the applicant. The Original Application No. 268 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. 136 of 2017

Jyoti 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>07.01.2019</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 G.S. Sikarwar, Ld. Counsel for the respondents. None is present on behalf of the applicant.</p> <p>In this case the applicant is praying for compassionate appointment. Applicant is the Daughter of deceased soldier, who died on 24.07.1999 during operation Vijay at Kargil Hill and mother is receiving Special Family Pension.</p> <p>Since none is present on behalf of the applicant to press this case, therefore, we hereby dismiss the Original Application 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. 529 of 2017

Devender 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>07.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for time to bring on record Photostat copy of medical papers.</p> <p style="text-align: center;">List this case on 21.01.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. No. 948 of 2010

Raghunandan Prasad
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for time to prepare the case.</p> <p>Since, this T.A. pertains to the year 2010, therefore, last opportunity is being granted to the applicant to argue the case and file the case laws. No further adjournment shall be granted to any of the parties.</p> <p>List this case on 05.02.2019 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

T.A. No. 17 of 2017

R.K. Kashyap
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>07.01.2019</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. Y.R. Sharma (Retd.) and Shri Yashpal Singh, Ld. Counsel for the petitioner and Mohd. Zafar Khan, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for further adjournment.</p> <p>List this case on 14.01.2019 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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

Ex.A. No.2 of 2019
Inre O.A.No.20 of 2018

Ex Sgt Virendra Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>Ex.A. No.2 of 2019</u></p> <p>This is an application for execution of the order dated 21.08.2018 passed in O.A.No. 20 of 2018.</p> <p>On behalf of the respondents, a copy of the PPO in pursuance of the order under execution has been produced before us, which is taken on record.</p> <p>Learned counsel for the applicant is directed to file objection against the PPO, if he so wished.</p> <p>List this case on 23.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Ex.A. No. 167 of 2017
Inre T.A.No.1273 of 2010

Santosh Kumar Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 IP Singh, learned counsel for the petitioner and Shri GS Sikarwar, learned counsel for the respondents assisted by Maj Atul Gupta, Departmental Representative.</p> <p><u>Ex.A. No.167 of 2017</u></p> <p>This is an application for execution of the order dated 25.05.2017 passed in T.A.No. 1273 of 2010.</p> <p>Maj Atul Gupta, Departmental Representative submits that the Government has already accorded sanction on 28.12.2018 and compliance report shall be filed within a short time. It is also submitted by the Departmental Representative that the PCDA (P), Allahabad has informed him that the order shall be complied with within one month.</p> <p>List this case on 06.02.2019 for orders.</p> <p>Before that, the respondents shall deposit the cost imposed by us on the last date.</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. 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>07.01.2019</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, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Atul Gupta, Departmental Representative.</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>On behalf of the respondents, it is submitted by Maj Atul Gupta, Departmental Representative that for deciding the statutory appeal of the applicant, RSMB is a condition precedent and for that purpose, the applicant has been informed as per instruction received.</p> <p>Maj Atul Gupta, Departmental Representative prays for time to seek instructions as to how the applicant was informed regarding the date of RSMB, if any fixed.</p> <p>List this case on 31.01.2019 for furnishing the aforesaid instructions.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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Court No. 1

Ex.A. No. 134 of 2018
Inre O.A.No.123 of 2010

Smt Durgawati Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents.</p> <p><u>Ex.A. No.134 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 05.01.2018 passed in O.A.No. 123 of 2010.</p> <p style="text-align: center;">Learned counsel for the applicant submits that there is a mistake in the order under execution, wherein the date of FIR has been wrongly transcribed. He prays for and is granted two weeks' time to take steps to move an application for correction of the order under execution.</p> <p style="text-align: center;">List this case on 22.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Ex.A. No. 145 of 2018
Inre O.A.No. 49 of 2018

Surendra Nath Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Deepti P Bajpai, learned counsel for the respondents.</p> <p><u>Ex.A. No.145 of 2018</u></p> <p>This is an application for execution of the order dated 08.03.2018 passed in O.A.No.49 of 2018.</p> <p>Learned counsel for the respondents submits that in pursuance of the order under execution, requisite PPO has been issued on 04.01.2019 and a copy of the same has been provided to the learned counsel for the applicant in Court itself, who admits that the order under execution has been fully complied with and this Ex. Application has become infructuous.</p> <p>Accordingly, this Ex. Application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Ex.A. No. 175 of 2018
Inre O.A.No. 199 of 2017

Ex Hav (Hony Nb Sub) Neboo Lal
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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: None appears for the applicant. Dr Chet Narayan Singh, learned counsel for the respondents is present.</p> <p><u>Ex.A. No.175 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 08.11.2017 passed in O.A.No.199 of 2017.</p> <p style="text-align: center;">Learned counsel for the respondents submits that in pursuance of the order under execution, requisite PPO of the applicant has been issued and the order under execution has been fully complied with and this Ex. Application has become infructuous.</p> <p style="text-align: center;">Accordingly, this Ex. Application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Ex.A. No. 223 of 2018
Inre O.A.No.678 of 2017

Ex Hav Ganesh Pandey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Vijay Kumar Pandey, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>Ex.A. No.223 of 2018</u></p> <p>This is an application for execution of the order dated 19.01.2018 passed in O.A.No.678 of 2017.</p> <p>On behalf of the respondents, it is submitted that requisite sanction has been issued and the same has been sent to the PCDA (P), Allahabad on 20.12.2018. He prays for and is granted four weeks' time to file compliance report.</p> <p>List this case on 21.02.2019 for filing compliance report.</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. 224 of 2018
Inre T.A.No.63 of 2016

Shri Ram Yadav
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.01.2019</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 Vijay Kumar Pandey, learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>Ex.A. No.224 of 2018</u></p> <p>This is an application for execution of the order dated 10.08.2017 passed in T.A.No.63 of 2016.</p> <p>Learned counsel for the respondents submits that in pursuance of the order under execution, requisite PPO has been issued and a copy of the same has been provided to the learned counsel for the applicant in Court itself, who admits that the order under execution has been fully complied with and this Ex. Application has become infructuous.</p> <p>Accordingly, this Ex. Application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Ex.A. No.37 of 2018 with M.A.No.1766 of 2018
Inre O.A.No. 206 of 2016
Alongwith Ex.A.No.38 of 2018 Inre O.A.No.265 of 2016

Dhan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 DS Tiwari, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p><u>Ex.A. No.37 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 23.08.2017 passed in O.A.No. 206 of 2016.</p> <p style="text-align: center;">Learned counsel for the respondents submits that requisite PPO of the applicant has been issued and the order under execution has been fully complied with.</p> <p style="text-align: center;">Learned counsel for the applicant also admits that the order under execution has been complied with and this Ex. Application has become infructuous.</p> <p style="text-align: center;">Accordingly, this Ex. Application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

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

Ex.A. No.38 of 2018 Inre O.A.No.265 of 2016
Alongwith Ex.Ap.No.37 of 2018 Inre O.A. No.206 of 2016

Dhan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 DS Tiwari, learned counsel for the applicant and Ms Appoli Srivastava, learned counsel for the respondents.</p> <p><u>Ex.A. No.38 of 2018</u></p> <p>This is an application for execution of the order dated 28.08.2017 passed in O.A.No. 265 of 2016.</p> <p>On behalf of the respondents, it is informed that the PPO of the applicant shall be issued within a short time as the Government has accorded necessary sanction.</p> <p>List this case on 14.01.2019 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. 82 of 2018
Inre O.A.No. 468 of 2017

Yogesh Chandra Singh Yadav
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p><u>Ex.A. No.82 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 20.12.2017 passed in O.A.No.468 of 2017.</p> <p style="text-align: center;">In this case, it is informed by the learned counsel for the respondents that PPO of the applicant has been issued and a legible copy of the same has been provided to the learned counsel for the applicant and submits that corrigendum PPO with correct bank details shall be issued within two weeks.</p> <p style="text-align: center;">List this case on 21.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Ex.A. No.127 of 2018
Inre O.A.No. 69 of 2016

Ramesh Chandra Tiwari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 MC Shukla, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p><u>Ex.A. No.127 of 2018</u></p> <p>This is an application for execution of the order dated 10.01.2018 passed in O.A.No.69 of 2016.</p> <p>On the last date, we have passed the following order:</p> <p style="text-align: center;"><i>"This is an application for execution of order dated 10.01.2018. Even after sufficient time, compliance report has not been filed by the respondents. Today again adjournment has been prayed for by learned counsel for the respondents to enable him to file compliance report.</i></p> <p style="text-align: center;"><i>List the case on 04.01.2019 to enable learned counsel for the respondents to file compliance report failing a cost of Rs. 10,000/- (Rupees ten thousand) shall be imposed upon the respondents."</i></p> <p>Today neither compliance report has been filed nor cost, imposed earlier by us, has been deposited and again learned counsel for the respondents prays for further time to file compliance report.</p> <p>Therefore, we hereby direct the respondents to ensure payment of cost within one week from today.</p> <p>List this case on 30.01.2019 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 B.B.P. 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.167 of 2018
Inre O.A.No.556 of 2017

Ex Nk Govind Prasad
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p><u>Ex.A. No.167 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 17.04.2018 passed in O.A.No.556 of 2017.</p> <p style="text-align: center;">On behalf of the respondents, it is informed by the learned counsel for the respondents that the PPO of the applicant shall be issued within four weeks.</p> <p style="text-align: center;">List this case on 11.02.2019 for filing compliance report.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Ex.A. No. 207 of 2018
Inre O.A.No. 6 of 2018

Shiw Prasad Tripathi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>Ex.A. No.207 of 2018</u></p> <p>This is an application for execution of the order dated 20.02.2018 passed in O.A.No. 6 of 2018.</p> <p>In this case PPO in compliance of the order under execution has been issued.</p> <p>Learned counsel for the applicant submits that PPO has been issued after expiry of stipulated period of four months and thereafter the respondents were liable to pay interest @ 9% per annum on the amount of arrears accrued from the due date till the actual payment.</p> <p>The said interest has not been paid to the applicant.</p> <p>Learned counsel for the respondents is directed to furnish the reason as to why the interest, as directed in the order under execution, has not been paid to the applicant.</p> <p>List this case on 25.01.2019 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. 208 of 2018
Inre O.A.No. 5 of 2018

Pandey Shambhu Prasad Sharma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 Anurag Mishra, learned counsel for the respondents.</p> <p><u>Ex.A. No.208 of 2018</u></p> <p>This is an application for execution of the order dated 17.01.2018 passed in O.A.No. 5 of 2018.</p> <p>In this case PPO in compliance of the order under execution has been issued.</p> <p>Learned counsel for the applicant submits that PPO has been issued after expiry of stipulated period of four months and thereafter the respondents were liable to pay interest @ 9% per annum on the amount of arrears accrued from the due date till the actual payment.</p> <p>The said interest has not been paid to the applicant.</p> <p>Learned counsel for the respondents is directed to furnish the reason as to why the interest, as directed in the order under execution, has not been paid to the applicant.</p> <p>List this case on 25.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Ex.A. No. 220 of 2018
Inre O.A.(A) No. 327 of 2015

Ex Nk (MT) Arun Kumar Singh
By Legal Practitioner for Appellant

Appellant

Versus

Chief of Army Staff & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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, learned counsel for the appellant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><u>Ex.A. No.220 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 21.09.2017 passed in O.A.(A) No. 327 of 2015.</p> <p style="text-align: center;">On behalf of the respondents, it is submitted that the claim of the applicant has been forwarded to the PCDA (P), Allahabad and a Representative of the PCDA (P), Allahabad, who is present in the Tribunal, has admitted the receipt of the claim and prays for and is granted four weeks' time to issue the requisite PPO.</p> <p style="text-align: center;">List this case on 08.02.2019 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>PKG</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
M.A. No. 2024 of 2016 with M.A.No. 2025 of 2016
Inre O.A.No. Nil of 2016

Jagvir Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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, learned counsel for the applicant and Dr SN Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he shall file his reply to the supplementary affidavit filed in support of the application for condonation of delay during the course of the day and shall provide a copy of the same to the learned counsel for the applicant, who prays for and is granted two weeks' time to file his reply, if required.</p> <p>List this case on 21.02.2019 for orders on the application for condonation of delay.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

M.A. No. 1857 of 2017
Inre O.A.No. Nil of 2017

Mahendra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 KK Misra, learned counsel for the applicant and Ms Anju Singh, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1857 of 2017</u></p> <p>By means of this O.A., the applicant has made prayer for grant of pension of the rank of Hony Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the said objection have already been exchanged.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 25.02.2019 for orders 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>PKG</p>

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

M.A. No. 77 of 2018
Inre O.A.No. Nil of 2018

Mahatama Giri
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 Virat Anand Singh, learned counsel for the applicants and Ms Deepti P Bajpai, learned counsel for the respondents.</p> <p><u>M.A. No.77 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for grant of benefit of rounding off of disability pension, 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 22.02.2019 for orders 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>PKG</p>

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

Dy. No. 5 of 2019 Inre O.A. No. Nil of 2019

Nand 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>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Anurag Mishra, Advocate on behalf of the respondents is taken on record.</p> <p>Present: Shri Parashu Ram Kanaujia, learned counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p><u>Dy. No. 5 of 2019</u></p> <p>On behalf of respondents, a preliminary objection has been raised that the applicant is a civilian and he is not subject to the Army Act and this Tribunal lacks jurisdiction to entertain this O.A.</p> <p>Learned counsel for the applicant has admitted this fact and submitted that this O.A. be dismissed as withdrawn with liberty to seek remedy before appropriate forum.</p> <p>Accordingly, this O.A. is dismissed as withdrawn with liberty aforesaid.</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. 13 of 2019 Inre O.A. No. Nil of 2019

Ex Nk Dinesh 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>04.01.2019</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 Asheesh Agnihotri, 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 D.N. Pandey, learned counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 13 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of disability pension. As per office report, it is delayed by 01 month & 15 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 07.03.2019 for orders before Registrar Court.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

M.A. No. 14 of 2019 Inre O.A. No. Nil of 2019

Ex AG PO ELAR Syed Musheer Hussain
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>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Manoj Kumar Awasthi, learned counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 14 of 2019</u></p> <p>This is an application for condonation of delay in filing O.A. for grant of benefit of rounding off of disability pension. As per office report, it is delayed by 11 years & 05 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 11.03.2019 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. 2 of 2019

Naik (Chef/Hosp) 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>04.01.2019</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 the respondent Nos. 1 to 14 is taken on record. His name be shown as learned counsel for the respondent Nos. 1 to 14, when the case is next listed.</p> <p>Present: Shri Vijay Kumar Pandey, learned counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>In this case, notice has been received by Shri R.C. Shukla, Advocate on behalf of respondent Nos. 1 to 14.</p> <p>Let notice be issued to respondent Nos. 15 to 18 by regd. post as well as normal mode of service. Steps to be taken within a week.</p> <p>List this case on 08.03.2019 for orders after service of notice to private respondents.</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

T.A. No. 13 of 2018

Ex Sep Sanjay Kumar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : None for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>This T.A. has been received by transfer from Armed Forces Tribunal, Regional Bench, Kolkata by the order of the Hon'ble Chairperson dated 09.11.2018.</p> <p>Let notice be sent to the petitioner for his appearance. List the case after service of notice.</p> <p>List this case on 22.02.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>SB</p>

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

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

Ranbir Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 Yash Pal Singh, learned counsel for the petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p><u>Ex.A. No. 209 of 2017</u></p> <p>This is an application filed by the petitioner for execution of order dated 04.07.2017 passed in T.A. No. 888 of 2010.</p> <p>Learned counsel for the respondents has provided copy of PPO to learned counsel for the petitioner, today in the Court, issued in pursuance to order under execution.</p> <p>Learned counsel for the petitioner prays for time to go through it and to file his objection, if any.</p> <p>As prayed, list this case on 17.01.2019 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. 10 of 2018 with M.A. No. 1917 of 2018 Inre T.A. No. 41 of 2012

Smt. Indra Kumar Gurung
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>04.01.2019</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.C. Dixit, learned counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the petitioner submits that substitution application is ready and shall file the same during the course of day.</p> <p style="text-align: center;">Learned counsel for the petitioner is directed to provide copy of substitution application to learned counsel for the respondents, so that he may file his objection on substitution application, if any.</p> <p style="text-align: center;">List this case on 15.01.2019 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. 3430 of 2018 Inre : O.A. No. (Nil) of 2018

Ex.Gnr. Naresh Kumar 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>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Advocate holding brief of Shri Nishant Verma, 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 Ld. Counsel for the applicant prays for adjournment.</p> <p style="text-align: center;">List on 17.01.2019 for orders.</p> <p style="text-align: center;">Meanwhile the defects may be removed by the Ld. Counsel for the applicant.</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. 881 of 2017 Inre : O.A. No. (Nil) of 2017

Kudratullah and Others
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 applicants and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of Ld. Counsel for the applicants prays for adjournment.</p> <p>Ld. Counsel for the respondents submits that this Original Application has been moved on behalf of several applicants before this Tribunal without moving any application for hearing their case together. Apart from it serious allegations have been made against the respondent Nos. 6 and 7 without any basis.</p> <p>List this case on 05.02.2019 for orders.</p> <p>On the next date Ld. Counsel for the applicants shall explain the legal situation.</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. 418 of 2018 Inre : O.A. No. (Nil) of 2018

Ramjit 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>04.01.2019</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: Dr. Aditya Kumar Trivedi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 418 of 2018</u> Heard Ld. Counsel for the parties on the application for condonation of delay. By means of this Original Application the applicant has challenged his dismissal order dated 20.11.2015. As per office report there is delay of 01 year, 07 months and 11 days in filing the Original Application. Objection to the application for condonation of delay has been filed by the respondents wherein it is admitted that the copy of dismissal order was provided to the applicant on 18.02.2017. The applicant has claimed that thereafter he preferred statutory appeal which was dismissed on 24.05.2017 on the ground that the Civil Misc. Writ Petition No.410 of 2017 was pending before the Hon'ble High Court of Judicature at Allahabad against the said order. While the applicant has stated that no Writ Petition was filed against the said dismissal order dated 20.11.2015 before the Hon'ble High Court nor any such Writ Petition was pending. Thereafter, he moved a Review Application before the competent authority bringing to his notice that no Writ Petition was preferred by him at any stage. This Review Application has also been dismissed and thereafter he has come before this Tribunal.</p> <p>In view of above, we find substance in the submission made by the Ld. Counsel for the applicant in support of application for condonation of delay. Application for condonation is accordingly allowed and delay in filing the Original Application is hereby condoned.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as Original Application.</p> <p>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>List this case on 22.02.2019 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

M.A. No. 1050 of 2018 Inre : O.A. No. (Nil) of 2018

Jamuna 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>04.01.2019</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 Vikas Singh Chauhan, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, 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 07.02.2019 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. 1085 of 2018 Inre : O.A. No. (Nil) of 2018

Roopendra 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>04.01.2019</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 Rajiv Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment to take steps to move amendment application.</p> <p style="text-align: center;">List this case on 08.02.2019 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. 1461 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Hav. (Hony. Nb. Sub.) Ram Murti
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>04.01.2019</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 Sanjay Kumar Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1461 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 pension of Honorary Naib Subedar, which is recurring cause of action. As per office report there is delay of 08 years, 07 months and 20 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 15.02.2019 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. 1501 of 2018 with M.A. No. 1502 of 2018 Inre : T.A. No. 1300 of 2010

Arun Kumar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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. A.K. Srivastava (Retd.), Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, 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 29.01.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 217 of 2017

Brijesh Kumar 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>04.01.2019</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, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>Rejoinder Affidavit filed by the applicant is taken on record. The case is ripe for hearing.</p> <p>List this case on 20.02.2019 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. 44 of 2018

Vinod 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>04.01.2019</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 100 of 2018 along with O.A. No. 211 of 2018

Surendra Pal 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>04.01.2019</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 Tej Singh and Shri Moti Chand Yadav, Amicus Curiae for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p>Both these cases have been registered on the basis of petition received by post. The substitution application has already been allowed.</p> <p>Amicus Curiae submit that the case may be listed for hearing. in the meantime he shall file the Rejoinder Affidavit.</p> <p>List this case on 21.02.2019 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. 219 of 2014

Chandrabhan Singh and another
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</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 Pankaj Singh Chauhan, Ld. Counsel for the applicants and Shri Namit Sharma and Shri R. Chandra, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for adjournment.</p> <p>Perusal of order-sheet shows that Ld. Counsel for the applicants is himself responsible for the delay in disposal of the case.</p> <p>List this case on 12.03.2019 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. 224 of 2016

Shivjeet 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>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. Ld. Counsel for the applicant prays for adjournment. List this case on 21.02.2019 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. 37 of 2017

Dharmendra 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>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Arguments heard. Order is reserved.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

O.A. No. 602 of 2017 with M.A. No. 1956 of 2018

Lt. Col. Brijendra 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>04.01.2019</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><u>M.A. No. 1956 of 2018</u></p> <p style="text-align: center;">Heard on amendment application.</p> <p>By means of this amendment application the applicant has prayed for amending the prayer clause. The proposed amendment shall not change the nature of the case. Ld. Counsel for the respondents has not objection. Accordingly, the amendment application is allowed.</p> <p>Ld. Counsel for the applicant is directed to incorporate the amendment within a week.</p> <p style="text-align: center;">List this case on 18.01.2019 for hearing.</p> <p>In the meantime Ld. Counsel for the respondents may file the Supplementary Counter Affidavit to the amended portion of the prayer, if required.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

T.A. No. 775 of 2010 with M.A. No. 1066 of 2018

R.N. Pandey
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1066 of 2018</u></p> <p style="text-align: center;">Heard on amendment application.</p> <p>By means of this amendment application the petitioner has prayed for amending the prayer clause. The proposed amendment shall not change the nature of the case. The objection raised by the Ld. Counsel for the respondents is rejected. The amendment application is allowed.</p> <p>Ld. Counsel for the applicant is directed to incorporate the amendment within a week.</p> <p style="text-align: center;">List this case on 25.01.2019 for hearing.</p> <p>In the meantime Ld. Counsel for the respondents may file the Supplementary Counter Affidavit to the amended portion of the prayer, if required.</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>