

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

Diary No. 982 of 2019 inre : M.A. No. 1471 of 2017 Inre : O.A. No. (Nil) of 2017

Ex. Gnr. Pawan Kumar

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>14.05.2019</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 K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant submits that he shall remove the defects during the course of the day.</p> <p>List this case on 08.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

R.A. No. 78 of 2018 with M.A. No. 1978 of 2018 Inre : O.A. No. 44 of 2017

Along with Ex.A. No. 140 of 2018 Inre : O.A. No. 44 of 2017

Union of India & Others

Review Applicants

By Legal Practitioner for the Applicant

Versus

Ex. Hav. Shivanand Pandey

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u> Present: Shri Arun Kumar Sahu, Ld. Counsel for the review applicants and Shri V.P. Pandey, Ld. Counsel for the respondent-applicant.</p> <p><u>R.A. No. 78 of 2018 with M.A. No. 1978 of 2018</u> Heard Ld. Counsel for the parties on the application for condonation of delay as well as on Review Application.</p> <p>In the interest of justice, application for condonation of delay is allowed. Delay in filing the Review Application is condoned.</p> <p>By means of this Review Application the review applicants – Union of India and Others have prayed for correction in the order dated 11.01.2018 passed by this Tribunal in Original Application No. 44 of 2017 on the ground that there is an error apparent on the face of record because the benefits of rounding off of disability pension from 30% to 50%, have been extended to the applicant for two years from the date of his discharge i.e. 01.08.1989 whereas the policy for rounding off of the disability pension came into existence with effect from 01.01.1996.</p> <p>Since, there is an error apparent on the face of record, therefore, we are inclined to allow this Review Application. Accordingly, Review Application No. 78 of 2018 is allowed. The words “which on being rounded off shall come to 50% for two years” mentioned at page 7, in para 9 of the Order dated 11.01.2018 stands deleted from the original order and the words “from the date of discharge” are inserted on that place. The order is corrected accordingly.</p> <p>Review Application stands finally disposed off.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J) AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

Ex. A. No. 140 of 2018 Inre : O.A. No. 44 of 2017 along with R.A. No. 78 of 2018 with M.A. No. 1978 of 2018 Inre : O.A. No. 44 of 2017

Ex. Hav. Shivanand Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 V.P. Pandey, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p><u>Ex. A. No. 140 of 2018</u></p> <p>Ld. Counsel for the applicant submits that the R.S.M.B. of the applicant has been conducted, however, the copy of report of R.S.M.B. has not been provided to the applicant.</p> <p>The respondents are directed to provide a copy of the R.S.M.B. to the applicant by the next date fixed and also place on record a copy of the same.</p> <p>Since the order under execution has been corrected today, hence, respondents are directed to comply with the order by the next date fixed.</p> <p>List this case 31.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 183 of 2018 with M.A. No. 472 of 2019

Arun Kumar Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u> Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 472 of 2019</u></p> <p>This is an application for amendment. It is submitted by the Ld. Counsel for the applicant that the applicant was discharged from service only by issuing a movement order. Even along with the Counter Affidavit the discharge order has not yet been filed by the respondents.</p> <p>The amendments sought for, do not change the nature of the case. Hence, amendment application is allowed.</p> <p>Ld. Counsel for the applicant is directed to incorporate the amendment within a period of seven days.</p> <p>The respondents are directed to bring on record the relevant Discharge Order and also clarify whether any Preliminary Inquiry was conducted as per the Policy in vogue before discharging the applicant as an undesirable soldier.</p> <p>List this case on 30.05.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 480 of 2018

Ex. Nk. Subodhan Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 V.P. Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant submits that he does not intend to file Rejoinder Affidavit.</p> <p>Pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 31.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

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

Union of India & Others

Review Applicants

By Legal Practitioner for the Review Applicant

Versus

Ex. Swr. Girish Chandra

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 Ashish Kumar Singh, Ld. Counsel for the review applicants. None is present on behalf of the respondent-applicant.</p> <p>On perusal of record it transpires that on behalf of respondent-applicant several opportunities have been taken to file objection on the Review Application, however, the same has not been filed. Today none is present on behalf of the respondent-applicant. Hence, we hereby close the opportunity to file objection against the Review Application.</p> <p>List this case on 18.07.2019 for hearing.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

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

Ex. Hav. R.D. Tripathi

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for adjournment on the ground of non-availability of arguing Counsel. Accordingly, the case is adjourned.</p> <p>List this case on 22.05.2019 for orders with the condition that no adjournment shall be entertained. In case any adjournment is made on the next date fixed, then we shall dispose of this Review Application on merits.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 666 of 2017

Avadh Narain

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>14.05.2019</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. A.K. Srivastava (Retd.), Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>During the course of hearing Ld. Counsel for the respondents submits that Special Army Instruction 13/S/62 is not applicable on the applicant as the applicant was in colour service on that period. However, certain papers show that the same was amended in the year 1968.</p> <p>Ld. Counsel for the respondents is directed to clarify whether the benefit of Special Army Instruction 13/S/62 was extended subsequently when any emergency was declared and will it apply to reservists recalled before 1971 War?</p> <p>List this case on 11.07.2019 for further hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 73 of 2016

Hukum Chand

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>14.05.2019</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 Kumar Shukla, Ld. Counsel for the applicant and Major Atul Gupta, OIC Legal Cell for the respondents.</p> <p>Departmental Representative submits that the original documents pertaining to the case is not available with him today. He further submits that the arguing Counsel Dr. Shailendra Sharma Atal is not available today and prays for adjournment.</p> <p>List this case on 24.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 274 of 2016

Rajendra Prasad Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 B.K. Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that the original documents pertaining to the case is not available with him today. and prays for adjournment.</p> <p>List this case on 25.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 605 of 2018

Smt. Gulkandi Devi & Another

Applicants

By Legal Practitioner for the Applicants

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 Birendra Prasad Singh, Ld. Counsel for the applicants and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>By means of this Original Application the applicant has prayed for grant of family pension which needs to be adjudicated by this Tribunal.</p> <p>Admit.</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 19.07.2019 before the Registrar Court for exchange of pleadings.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. (A) No. 292 of 2016

Shaik Shabber

Appellant

By Legal Practitioner for the Appellant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 G.K. Gaur, Ld. Counsel for the appellant and Major Atul Gutpa, OIC Legal Cell for the respondents.</p> <p>The Departmental Representative prays for adjournment on the ground that the arguing Counsel is not available today.</p> <p>List this case on 24.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A. No. 35 of 2013

Hira Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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, Ld. Counsel for the petitioner and Major Atul Gupta, OIC Legal Cell for the respondents.</p> <p>Departmental Representative prays for adjournment on the ground that the arguing Counsel Dr. Shailendra Sharma Atal is not available today.</p> <p>List this case on 21.05.2019 for hearing with the condition that no further adjournment shall be granted.</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>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A. No. 03 of 2017

Kamlesh Prasad

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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, Ld. Counsel for the petitioner and Shri A.N. Tripathi, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the petitioner submits that he shall provide one set of paper book to the Ld. Counsel for the respondents during the course of the day.</p> <p>List this case on 25.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A. No. 50 of 2017

Hari Ram

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 Devashish Bhatt, Advocate holding brief of Shri Mukesh Kumar, Ld. Counsel for the petitioner and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>Learned Counsel for the respondents submits that the original record at present is not traceable and prays for further time to produce the same.</p> <p>List this case on 01.08.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

COURT NO. 1

O.A. No. 318 of 2017

Jag Mohan Sharma

-Applicant

By Legal Practitioner for the Applicant
Vs

Union of India & Ors

-Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u></p> <p><u>Hon'ble Mr. Justice S.V.S Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Judgment pronounced.</p> <p>O.A. is dismissed.</p> <p>For orders, see our judgment and order of date passed on separate sheets.</p> <p>Miscellaneous application(s) pending, if any shall be treated to have been disposed of.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>JPT</p>

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

Court No.1

EX. A No. 45 of 2015 Inre T.A. No. 1312 of 2010

Smt Roopa Singh

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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, Ld. Counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents and Shri Ashutosh Kumar Srivastava, Ld. Counsel for the respondent No. 5.</p> <p><u>EX.A. No. 45 of 2015</u></p> <p>This is an application for execution of the order dated 01.04.2011 passed in T.A. No. 1312 of 2010.</p> <p>It is submitted on behalf of the respondents that a Demand Draft for Rs. 75,210/- on account of payment of AGIF to the petitioner has been sent to the Bank concerned for crediting the amount in the account of the petitioner. A copy of Demand Draft has also been provided to the learned counsel for the petitioner in the Court itself who admits that the order under execution has been complied with.</p> <p>Since the order under execution has been complied with, this Execution Application has rendered infructuous and is accordingly dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 197 of 2017 Inre O.A. No. 157 of 2017

Jevanand

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Om Prakash Kushwaha, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p><u>EX.A. No. 197 of 2017</u></p> <p style="text-align: center;">This is an application for execution of the order dated 30.06.2017 passed in O.A. No. 157 of 2017.</p> <p style="text-align: center;">In this case, in pursuance to order dated 28.01.2019, notices were sent to newly impleaded parties (Bank) but the same have not been received back served or un-served.</p> <p style="text-align: center;">Let fresh notices be issued to respondent Nos. 5 & 6 by Regd. post as well as normal mode of service.</p> <p style="text-align: center;">List this case on 24.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 139 of 2018 Inre O.A. No. 409 of 2017

Gajender Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 O.P. Kushwaha, Advocate holding brief of Shri K.K. Misra, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p><u>EX.A. No. 139 of 2018</u></p> <p>This is an application for execution of the order dated 23.01.2017 passed in O.A. No. 409 of 2017.</p> <p>Learned counsel for the respondents submits that after amendment in Govt. sanction, fresh PPO has been issued to the applicant.</p> <p>Learned counsel holding brief admits that order under execution has been complied.</p> <p>Since the order under execution has been complied with, this Execution Application has rendered infructuous and is accordingly dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 204 of 2018 Inre O.A. No. 204 of 2015

Rajendra Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: None for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p><u>EX.A. No. 204 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 01.12.2017 passed in O.A. No. 204 of 2015.</p> <p style="text-align: center;">It is submitted on behalf of the respondents that Govt. sanction is still awaited and prays for further time to file compliance report.</p> <p style="text-align: center;">List this case on 25.07.2019 for filing compliance report by the respondents, failing which the respondents shall have to deposit cost of Rs. 10,000/- in the registry which shall be paid the applicant through cheque.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 231 of 2018 Inre O.A. No. 18 of 2011

Ex Rect Satyavir Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: None for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents.</p> <p><u>EX.A. No. 231 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 20.04.2018 passed in O.A. No. 18 of 2011.</p> <p style="text-align: center;">It is submitted on behalf of the respondents that PPO dated 13.05.2019 has been issued and order under execution has been complied with.</p> <p style="text-align: center;">Though none is present on behalf of the applicant but order under execution has been complied with, hence we hereby dismiss the execution application as infructuous with liberty to the applicant that he may move an application, in case he has any grievance with regard to execution of order.</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. 926 of 2018 Inre O.A. No. Nil of 2018

Smt Usha Devi

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Om Prakash Kushwaha, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 926 of 2018</u></p> <p>Earlier the applicant's husband had filed O.A. No. 68 of 2013 before this Tribunal which was decided vide order dated 14.10.2015, in compliance of which respondent No. 4 issued a corrigendum PPO dated 07.09.2016 to the husband of the applicant. Thereafter, on 26.01.2017, respondent No. 4 issued a Corrigendum PPO dated 07.09.2016 for the revised pension from 01.01.2006 in the rank of Hony Naib Subedar.</p> <p>The applicant being aggrieved by the said PPO, has challenged the said PPO to pay the pension of the rank of Naib Subedar.</p> <p>The husband of the applicant has retired in the last held rank of Hony Naib Subedar, therefore no cause of action has arisen.</p> <p>At this stage, learned counsel for the applicant submits that this Original Application be dismissed as withdrawn with liberty to file objection against the PPO.</p> <p>Subject to above, this Original Application is dismissed as withdrawn with liberty aforesaid.</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. 955 of 2018 Inre O.A. No. Nil of 2018

Agam 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>14.05.2019</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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 955 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of revised pension of Hony Naib Subedar. As per office report, it is delayed by more than 8 years in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 19.07.2019 before Registrar Court for exchange of pleadings.</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. 1085 of 2018 Inre O.A. No. Nil of 2018

Roopendra Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant prays for adjournment to take steps to file amendment application in the prayer clause of the O.A.</p> <p>List this case on 30.05.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A. No. 1264 of 2018 Inre O.A. No. Nil of 2018

Dharambir Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">None appears for the applicant.</p> <p>Present: Ms. Anju Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1264 of 2018</u></p> <p style="text-align: center;">This is an application for condonation of delay in filing the O.A., which, as per office report, is delayed by more than eleven years.</p> <p style="text-align: center;">The grounds shown in the supporting affidavit seem to be sufficient.</p> <p style="text-align: center;">Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p style="text-align: center;">By means of this O.A, the applicant has prayed for grant of revised pension, which is a recurring cause of action.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as O.A.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p style="text-align: center;">List this case on 19.07.2019 for exchange of pleadings before the Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A. No. 1456 of 2018 Inre O.A. No. Nil of 2018

Ex Sep Ram Vilas Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1456 of 2018</u></p> <p style="text-align: center;">This is an application for condonation of delay in filing the O.A., which, as per office report, is delayed by more than 37 years.</p> <p style="text-align: center;">The grounds shown in the supporting affidavit seem to be sufficient.</p> <p style="text-align: center;">Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p style="text-align: center;">By means of this O.A, the applicant has prayed for grant of War Injury pension, which is a recurring cause of action.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as O.A.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p style="text-align: center;">List this case on 22.07.2019 for exchange of pleadings before the Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A. No. 1506 of 2018 Inre O.A. No. Nil of 2018

Ex Sep Bhopal Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>None appears for the applicant. Present: Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1506 of 2018</u></p> <p>This is an application for condonation of delay in filing the O.A., which, as per office report, is delayed by more than 32 years.</p> <p>The grounds shown in the supporting affidavit seem to be sufficient.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>By means of this O.A, the applicant has prayed for grant of service pension, which is a recurring cause of action.</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 22.07.2019 for exchange of pleadings before the Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A. No. 1680 of 2018 Inre O.A. No. Nil of 2018

Ex Sub Bhagirath Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>None appears for the applicant.</p> <p>Present: Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>Since none appearance for the applicant, in the interest of justice, the case is adjourned for the day.</p> <p>List this case on 15.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A. No. 1864 of 2018 with M.A. No. 1865 of 2018
Inre M.A. No. 101 and 102 of 2018 Inre O.A. No. 49 of 2014

Ex Sep 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>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Col B.P. Singh (Retd), Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks further time to file better affidavit in support of the application for condonation of delay in moving the recall application.</p> <p style="text-align: center;">List this case on 31.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A. No. 1866 of 2018 with M.A. No. 1867 of 2018
Inre T.A. No. 596 of 2010 Inre M.A. No. 2207 of 2017

Uday Veer Singh

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Col B.P. Singh (Retd), Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks further time to file better affidavit in support of the application for condonation of delay in moving the recall application.</p> <p style="text-align: center;">List this case on 31.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

O.A. No. 268 of 2016

Ex Sep Vinod 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>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Maj Atul Gupta, Departmental Representative.</p> <p style="text-align: center;">It is informed at the Bar that the case is ripe for hearing.</p> <p style="text-align: center;">Accordingly, list this case on 26.07.2019 for hearing.</p> <p style="text-align: center;">Original records pertaining to the case shall be produced by the respondents on the date fixed.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

O.A. No. 171 of 2017

Smt Poonam Misra

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>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>None appears for the applicant. Present: Shri Mohd Zafar Khan, Ld. Counsel for the respondents. A perusal of the order sheets shows that none appeared for the applicant for the last three dates. It appears that the applicant is not interested to pursue the case. Accordingly, this O.A. is dismissed for want of prosecution.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

O.A. No. 250 of 2017

Dr Parul Jain

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</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 SS Rajawat, learned counsel for the applicant and Maj Atul Gupta, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is informed at the Bar that the case is ripe for hearing.</p> <p style="text-align: center;">Accordingly, list this case on 30.07.2019 for hearing.</p> <p style="text-align: center;">Original records pertaining to the case shall be produced by the respondents on the date fixed.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

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

O.A. No. 311 of 2016

Dinesh Chandra 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>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Judgment pronounced. Original Application is dismissed. For order, see our order of date passed on separate sheets. Misc. Applications, if any pending for disposal, shall be treated to have been disposed of.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

Court No.1

Ex.A.No.68 of 2018 Inre T.A.No. 528 of 2010

Laxmi Prasad

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vikas Kumar Agarwal, Learned counsel for the petitioner and Shri Mohd Zafar Khan and Ashish Saxena, , learned counsel for the respondents.</p> <p><u>Ex No.68 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 29.08.2017 passed in T.A.No. 528 of 2010.</p> <p style="text-align: center;">Learned counsel for the petitioner prays for and is granted two weeks further time to file objection on the letter dated 16.03.2019 furnished by the concerned bank.</p> <p style="text-align: center;">List this case on 05.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

Ex.A.No. 75 of 2018 Inre T.A.No.1366 of 2010

Kamal Singh Rautela

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>None appears for the petitioner.</p> <p>Present: Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p><u>Ex No.75 of 2018</u></p> <p>This is an application for execution of the order dated 08.08.2017 passed in T.A.No.1366 of 2010.</p> <p>On behalf of the respondents, it is submitted that only part remains to be executed is that RSMB of the petitioner has not been conducted. In this regard, learned counsel for the respondents has produced before us a copy of the letter dated 24th April 2019 sent to the petitioner for appearing before the MH Ranikhet between 0800h to 1300h for carrying out RSMB, but as per instructions, the petitioner has not reported to the said Medical Hospital.</p> <p>Since none is present on behalf of the petitioner, in the interest of justice, the case is adjourned for the day.</p> <p>List this case on 17.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

Ex.A.No.158 of 2018 Inre O.A.No. 438 of 2017

Prakash Swarup

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Pankaj Kumar Shukla, Learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>Ex No.158 of 2018</u></p> <p>This is an application for execution of the order dated 06.12.2017 passed in O.A.No.438 of 2017.</p> <p>Learned counsel for the applicant has very fairly conceded that the order under execution has been fully complied with and this Ex. Application has become infructuous.</p> <p style="text-align: center;">Accordingly, it is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

Ex.A.No. 161 of 2018 with M.A.No.387 of 2019, M.A.No.388 of 2019
Inre O.A.No. 96 of 2016

Krishna Murari 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>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R Chandra, Learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A.No.387 of 2019</u></p> <p>This is an application for condonation of delay in filing the substitution application.</p> <p>The grounds shown in the supporting affidavit seem to be sufficient.</p> <p>Accordingly, the application is allowed and the delay in filing the substitution application is hereby condoned.</p> <p><u>M.A.No.388 of 2019</u></p> <p>Learned counsel for the applicant submits that the applicant has expired on 26.08.2018 during pendency of the Ex. Application.</p> <p>With the consent of the learned counsel for the parties, substitution application is allowed. Leave is granted to correct the title of the case accordingly within a week.</p> <p><u>Ex No.161 of 2018</u></p> <p>This is an application for execution of the order dated 05.07.2016 passed in O.A.No. 96 of 2016.</p> <p>It is submitted on behalf of the respondents that the order under execution has been complied with as PPO has been issued.</p> <p>Since substitution application has been allowed today, hence list this case on 23.05.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

Ex.A.No. 5 of 2019 Inre O.A.No. 407 of 2017

Desh Raj

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>None appears for the applicant.</p> <p>Present: Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>Ex No.5 of 2019</u></p> <p>This is an application for execution of the order dated 06.07.2018 passed in O.A.No.407 of 2017.</p> <p>On the last date, copy of the PPO has been provided to the learned counsel for the applicant and he prayed for time to go through it and file objection, if any.</p> <p>Since none is present on behalf of the applicant nor any objection has been filed, therefore, it appears that the applicant is not interest to file any objection. Therefore, it appears that the order has been complied with.</p> <p>Accordingly, this Ex. Application is dismissed as infructuous.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

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

Ex Nk Mansa Ram

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present: Shri Pankaj Kumar Shukla, Learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>Ex No.22 of 2019</u></p> <p>This is an application for execution of the order dated 03.09.2018 passed in O.A.No.659 of 2017.</p> <p>Learned counsel for the applicant has very fairly conceded that the order under execution has been fully complied with and this Ex. Application has become infructuous.</p> <p>Accordingly, it is dismissed as infructuous.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A.No.2035 of 2017 Inre O.A.No. Nil of 2017

Sanjay Tiwari

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R Chandra, Advocate holding brief of Shri VK Pandey, Learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-align: center;">Shri R Chandra, Advocate submits that Shri VK Pandey, learned counsel for the applicant has not come to the court and prays for adjournment.</p> <p style="text-align: center;">In the interest of justice, the case is passed over for the day.</p> <p style="text-align: center;">List this case on 19.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A.No.1234 of 2018 Inre O.A.No. Nil of 2018

Shiv Shankar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri Om Prakash Kushwaha, Learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks further time to file reply to the objection on the application for condonation of delay.</p> <p style="text-align: center;">List this case on 22.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A.No.1440 of 2018 Inre O.A.No. Nil of 2018

Sgt Rohitash Kumar Sharma (Retd)
Applicant In Person

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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: Sgt Rohitash Kumar Sharma (Retd), Applicant in person and Shri Kaushik Chatterji, learned counsel for the respondents.</p> <p><u>M.A.No.1440 of 2018</u></p> <p>This is an application for condonation of delay in filing the O.A., which, as per office report, is delayed by more than two years.</p> <p>The grounds shown in the supporting affidavit seem to be sufficient.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>By means of this O.A, the applicant has prayed for grant of disability pension, which is a recurring cause of action.</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 22.07.2019 for exchange of pleadings before the Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

Court No.1

M.A.No.1705 of 2018 Inre O.A.No. Nil of 2018

Ex Cfn Mahangoo Prasad Vishwakarma

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present: Shri R Chandra, Advocate holding brief of Shri Vijay Kumar Pandey, Learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents.</p> <p style="text-align: center;">Shri R Chandra, Advocate submits that Shri VK Pandey, learned counsel for the applicant has not come to the court and prays for adjournment.</p> <p style="text-align: center;">In the interest of justice, the case is passed over for the day.</p> <p style="text-align: center;">List this case on 25.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1625 of 2018 Inre : O.A. No. (Nil) of 2018

Krishna Dayal Mishra

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>13.05.2019</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, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1625 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 payment of arrears of disability pension and its rounding off, which is recurring cause of action. As per office report there is delay of 12 years, 02 months and 18 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>Admit.</p> <p>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 22.07.2019 before the Registrar Court for exchange of pleadings.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 1721 of 2018 Inre : O.A. No. (Nil) of 2018

Prem Narain Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Case called out.</p> <p>Present: Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the applicant.</p> <p>In the interest of justice case is adjourned.</p> <p>List this case on 26.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 299 of 2019 with M.A. No. 300 of 2019 Inre : O.A. No. 432 of 2017

Santosh Kumar

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>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Case called out. Present: Shri Arun Kumar Sahu, Ld. Counsel for the respondents. None is present on behalf of the applicant. In the interest of justice, case is adjourned. List this case on 26.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 321 of 2019 Inre : O.A. No. (Nil) of 2019

Ex. Sub. (Hony. Lt.) Gajraj Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Ms. Kavita Belaura, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 321 of 2019</u></p> <p>Ld. Counsel for the respondents prays for time to file objection on the application for condonation of delay.</p> <p>Last opportunity is being granted to the Ld. Counsel for the respondents to file objection on the application for condonation of delay.</p> <p>List this case on 11.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 359 of 2019 Inre : O.A. No. (Nil) of 2019

Ex. AC Naresh Chandra Nigam

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>13.05.2019</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, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for further time to file a fresh application for condonation of delay.</p> <p>List this case on 24.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 282 of 2017

Lt. Col. Harshwardhan Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Vivek Raj Singh, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that he shall file a Supplementary Counter Affidavit to the amended portion of the Original Application.</p> <p>List this case on 19.07.2019 for orders.</p> <p>Meanwhile Ld. Counsel for the respondents may file Supplementary Counter Affidavit. No further time for the aforesaid purpose shall be granted.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 290 of 2017

Rajendra Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Veer Raghav Chaubey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for adjournment to take steps to move amendment application. Accordingly, the case is adjourned.</p> <p>List this case on 17.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 483 of 2018

Smt. Hemlata Devi

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>13.05.2019</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 Lohitaksha Shukla, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>It is informed by the Ld. Counsel for the parties that the pleadings are complete and the case is ripe for hearing.</p> <p>In this case the applicant is not getting pension because of certain difference in the name of the applicant.</p> <p>Ld. Counsel for the respondents submits that the name of the applicant has been corrected and now Part- II order to this effect has been published. Now the applicant is required to furnish certain documents so that pension may be sanctioned to the applicant.</p> <p>List this case on 17.07.2019 for hearing.</p> <p>On the said date Ld. Counsel for the respondents shall produce the letter demanding the documents from the applicant sent through Post and a copy of the same shall be provided to the Ld. Counsel for the applicant.</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>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 551 of 2018

Vijay Singh Kurmi

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>13.05.2019</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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Ashish Kumar Singh , Ld. Counsel for the respondents.</p> <p>By means of this Original Application the applicant has prayed for grant of disability pension. This case has been filed after more than 47 years.</p> <p>Ld. Counsel for the respondents submits that the medical record pertaining to the applicant has been destroyed.</p> <p>Ld. Counsel for the applicant is directed to bring on record the copy of Release Medical Board proceedings.</p> <p>List this case on 22.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 589 of 2018

Smt. Meera Devi W/o L Nk Late Vishesh Chandra Srivastava & Another Applicants

By Legal Practitioner for the Applicants

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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> Case was taken up in the revised list. Present: Shri Shyam Singh, Ld. Counsel for the respondents. None is present on behalf of the applicants. On 02.04.2019 we have passed the following order :- <i>"On the previous date, the following order was passed:- "Last opportunity is granted to the learned counsel for the applicant to cite case law showing as to how the O.A. with the prayer of compassionate appointment is maintainable after death of the deceased Army personnel which took place in the year 1998 i.e. after about 20 years."</i> <i>Today again, learned counsel for the applicants prays for adjournment on the ground that the father of the arguing counsel is indisposed of and is not attending court today.</i> <i>List this case on 13.05.2019 for orders.</i> <i>It is clarified that on the next date of listing the case shall not be adjourned and in case the arguing counsel is not available, he shall make alternative arrangement for arguing the case."</i> Today nobody is present on behalf of the applicant to show as to how the Original Application with the prayer of compassionate appointment is maintainable before this Tribunal. It appears that the applicant is not interested to proceed with the case. Accordingly, the Original Application No. 589 of 2018 is dismissed for want of prosecution. (Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 19 of 2019

Munna Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Mohd. Zarar Khan, Ld. Counsel for the respondents.</p> <p>Heard arguments.</p> <p>Order is reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 93 of 2019

Vishram Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Mohd. Zafar Khan, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant submits that he does not intend to file Rejoinder Affidavit.</p> <p>Since the pleadings are complete, list this case on 22.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 96 of 2019

Ex. MWO (Hony. Fg. Offr.) Gaya Prasad Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Ms. Kavita Belaura, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant has not carried out the amendment in pursuance of order dated 01.03.2019 passed by this Tribunal.</p> <p>Ld. Counsel for the applicant is directed to incorporate the amendment within ten days.</p> <p>List this case on 02.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 131 of 2019

Ex. Sub. Vijay Prasad

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>13.05.2019</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, Ld. Counsel for the applicant and Shri A.N. Tripathi, Ld. Counsel for the respondents.</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 within two weeks thereafter.</p> <p>List this case on 04.07.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 116 of 2013

Karamati Iqbal Khan

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>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Case called out.</p> <p>Present: Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the applicant.</p> <p>On 11.04.2018 we have given last opportunity to the Ld. Counsel for the applicant to argue the case.</p> <p>This case pertains to the year 2013. The Ld. Counsel for the applicant is himself responsible for delaying the disposal of the case.</p> <p>In the interest of justice the hearing of the case is adjourned.</p> <p>List this case on 18.07.2019 for hearing.</p> <p>In case Ld. Counsel for the applicant fails to argue the case on the date fixed, we shall dispose of the same according to law.</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>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 160 of 2015

Dhirendra Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Case called out.</p> <p>Present: Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the applicant.</p> <p>On 06.02.2019 we have passed the following order :-</p> <p><i>"On 13.12.2018 we have passed following order :-</i></p> <p><i>"Brief holder appearing on behalf of the Ld. Counsel for the applicant submits that the Ld. Counsel for the applicant is out of station today and prays for adjournment.</i></p> <p><i>On 14.11.2018 we have passed the following order:-</i></p> <p><i>"Learned Counsel for the applicant prays for adjournment of the case. The matter is pending since 2015.</i></p> <p><i>However, in the interest of justice, last opportunity is granted to the learned counsel for the applicant to argue the case."</i></p> <p><i>Even after grant of last opportunity today again brief holder appearing on behalf of Ld. Counsel for the applicant prays for adjournment of the case. In the interest of justice the adjournment is allowed to argue the case subject to payment of cost of Rs.1,500/- which shall be deposited in the Bar Association to enrich of Library. Payment of cost shall be a condition precedent to right to argue."</i></p> <p><i>But the cost imposed earlier has not been paid and today again adjournment is being prayed by the Ld. Counsel for the applicant.</i></p> <p><i>In the interest of justice, case is adjourned subject to payment of additional cost of Rs.2,000/- to be deposited in the Registry within a period of one week which shall be released in favour of the respondents. Payment of</i></p>

entire cost shall be a condition precedent to right to argue failing which the Tribunal shall peruse the record and pass the order in accordance with law.

List this case on 14.03.2019 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.”

Neither the cost has been deposited nor Ld. Counsel for the applicant is present today. It appears that the applicant is not interested to proceed with the case.

Accordingly, Original Application No. 160 of 2015 is dismissed for want of prosecution.

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

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

AKD/UKT/-

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 151 of 2017

Manish Shukla

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>13.05.2019</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 Ajit Singh Gaherwar, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 02.08.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 412 of 2017

Yuva Raj Thapa

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>13.05.2019</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 K.P. Datta, Advocate holding brief of Shri K.K. Misra, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p>List this case on 05.08.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 582 of 2018

Vais Dependra Bahadur Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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, Ld. Counsel for the applicant and Major Atul Gupta, OIC Legal Cell for the respondents.</p> <p>Departmental Representative prays for adjournment on the ground of non-availability the arguing Counsel. Accordingly, the case is adjourned.</p> <p>List this case on 12.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. (A) No. 290 of 2015

Kaptan Singh

Appellant

By Legal Practitioner for the Appellant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Case called out.</p> <p>Present: Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p>None is present on behalf of the appellant.</p> <p>In the interest of justice hearing of the case is adjourned.</p> <p>List this case on 18.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A. No. 84 of 2012

Narendra Kumar Rana

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Kumar Shukla and Shri Virat Anand Singh, Ld. Counsel for the petitioner and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that the original record pertaining to this case is not available with him today. He prays for adjournment.</p> <p>List this case on 16.07.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case along with Court Martial proceedings for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

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

Court No.1

M.A. No. 424 of 2019 Inre O.A. No. Nil of 2019

Ex Sep Hanumant Singh Sengar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of 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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 424 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed by more than 09 years in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 22.07.2019 for orders before Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 425 of 2019 Inre O.A. No. Nil of 2019

Ex Gdsm Daryao Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Shakti Vikram Srivastava, Advocate on behalf of 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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Shakti Vikram Srivastava, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 425 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed by more than 48 years in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 22.07.2019 for orders before Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 426 of 2019 Inre O.A. No. Nil of 2019

Ex Rfn Harvir Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 426 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed by more than 22 years in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 22.07.2019 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. 427 of 2019 Inre O.A. No. Nil of 2019

Ex Sep Gopi Chand

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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. Chet Narayan 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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 427 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of service pension. As per office report, it is delayed by more than 48 years in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 22.07.2019 for orders before Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 465 of 2019 Inre O.A. No. Nil of 2019

Sep (ACP Nk) Vimal Kumar Gupta

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Mohd Zafar Khan, 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 Dilip Kumar Tiwari, Ld. Counsel for the applicant and Mohd Zafar Khan, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 465 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant by means of which the applicant has prayed for quashing of punishment awarded to him. As per office report, it is delayed by more than 1 year 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 19.07.2019 for orders before Registrar Court.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 317 of 2019

Ex MWO Mithilesh Nandani Sharan Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others (Air Force)

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of 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: Ms. Kavita Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p><u>O.A. No. 317 of 2019</u></p> <p>This Original Application has been filed by the applicant for grant of disability pension. The matter pertains to pension which is recurring cause of action.</p> <p>The matter needs to be adjudicated.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 24.07.2019 before Registrar Court for exchange of pleadings.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 318 of 2019

Lt Col Nitin Sharma

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</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 Anand Yadav, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>O.A. No. 318 of 2019</u></p> <p>This original application has been filed by the application for grant of promotion.</p> <p>Learned counsel for the respondents has raised a preliminary objection on the point of maintainability of the case due to lack of territorial jurisdiction as the applicant is still in service and he has mentioned his residential address in the O.A.</p> <p>Learned counsel for the respondents further submits that the applicant has also not availed alternative remedy, hence this case is not maintainable.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file written objection on the point of maintainability of the case.</p> <p>List this case on 11.07.2019 for orders.</p> <p>(Air Marshal BBP Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Court No.1

M.A. No. 462 of 2019 Inre T.A. No. 64 of 2016

Ex L Hav Surendra Vavu
By Legal Practitioner for Petitioner

Petitioner

Versus

Chief of Army Staff & others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of 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 Anand Yadav, Advocate holding brief of Mohd Shariq Khan, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 462 of 2019</u></p> <p>This is an application for recall of order dated 09.04.2019 by means of which T.A. No. 64 of 2016 was dismissed for want of prosecution.</p> <p>The grounds shown in the affidavit filed in support of the recall application seem to be sufficient.</p> <p>Accordingly, the application is allowed and the order dated 09.04.2019 is hereby recalled, subject to payment of cost of Rs. 1000/- to be deposited in AFT Bar Association, Lucknow within a week from today.</p> <p>Subject to deposit of cost, the case shall be restored to its original number.</p> <p>List this case on 12.07.2019 for orders.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Court No.1

**EX.A No. 116 of 2017 with M.A. No. 458 of 2019, M.A. No. 1569 of 2018 Inre O.A.
No. 21 of 2013**

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>13.05.2019</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 Vinay Pandey, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.</p> <p><u>EX.A. No. 116 of 2017</u></p> <p style="text-align: center;">This is an application for execution of the order dated 23.01.2017 passed in O.A. No. 21 of 2013.</p> <p style="text-align: center;">Learned counsel for the respondents submits that order under execution has been complied with and he shall file compliance report during the course of day in the Registry after providing a copy of the same to learned counsel for the applicant.</p> <p style="text-align: center;">List this case on 02.07.2019 for orders.</p> <p style="text-align: center;">Meanwhile, objection, if any, may be filed by learned counsel for the applicant.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(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. 203 of 2012

Smt. Sandhya Rai

Applicant

By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.05.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u> Present: Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondent Nos. 1 to 6. None is present on behalf of the private respondent i.e. respondent No. 7. In this case Ld. Counsel for the respondents has pointed out that under the provisions of Regulation 333 (B) of the Regulations for the Army, 1987, a Gorkha person subject to Army Act is permitted to have a second marriage subject to certain specific conditions related to his first wife and marriage. For second marriage, it is mandatory for a Gorkha soldier in service, to seek prior permission before contracting a second marriage. Ld. Counsel for the applicant has relied upon the Order dated 25.11.2014 passed by the Armed Forces Tribunal, Regional Bench, Chennai in O.A. No. 168 of 2013 and Order dated 11.07.2017 passed by this Tribunal in T.A. No. 41 of 2012. In both the cases the facts were entirely different. In both the cases the plural marriages were solemnized after the discharge of the soldier. There was no question of permission in these cases. Ld. Counsel for the applicant is directed to clarify as to why the Regulation 333 (B) of the Regulations for the Army, 1987 is not applicable in this case when the soldier was still serving at the time of his second marriage. List this case on 18.07.19 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. (Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/UKT/-</p>