

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

Ex.A. No. 219 of 2018 with M.A. No. 177 of 2019 and M.A. No. 2018 of 2018
Inre : O.A. No. 416 of 2017

Ex. Sigm. Naresh Kumar Verma
 By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
 By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u> Present: Shri P.K. Shukla, Advocate holding brief of Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 177 of 2019</u></p> <p>This is an application for modification of order dated 15.11.2017 passed by this Tribunal in Original Application No. 416 of 2017 which has been moved by the Ld. Counsel for the respondents. It is submitted by the Ld. Counsel for the respondents that the benefit of rounding off of the disability pension has been granted with effect from the date of discharge i.e. 05.06.1987 while the policy for rounding off of the disability pension has come into existence with effect from 01.01.1996.</p> <p>Since the applicant was discharged on 05.06.1987 and the policy for rounding off of the disability pension has come into existence with effect from 01.01.1996, hence, the applicant is not entitled for the benefit of rounding off of disability pension with effect from the date of discharge. Apart from it has also been directed in the last lines of last part of para 6 that the applicant is also held entitled for disability pension at the same rate preceding three years from the date of filing of the present petition. While the para 7 of the aforesaid Order reads as under :-</p> <p style="text-align: center;"><i>“7. However, further payment of disability pension shall be decided by Re-Survey Medical Board to be held by the respondents within four months from today to decide future entitlement of disability pension.”</i></p> <p>Thus the last lines of para six quoted above have been wrongly transcribed because the subsequent entitlement of the applicant to get the disability pension was subject to the outcome of the Re-Survey Medical Board. Therefore, there was no occasion to grant disability pension from a period preceding three years from the date of filing of present Original Application. Therefore, these lines are to be deleted.</p>

Therefore, there is an error apparent on the face of record which needs to be corrected.

In view of above, last lines of para 6 of the order is to be substituted by the following paragraph :-

“In the light of the above, the applicant is entitled to get the benefit of disability pension @20% from the date of discharge for a period of two years.”

With the aforesaid correction the Misc. Application stands **disposed off**. Original Order is corrected accordingly.

Let a copy of this order be provided to the Ld. Counsel for the parties and one copy of the same be also placed on the record of Original Application No.416 of 2017.

[Lt. Gen. (Dr.) N.B. Singh]
Member (A)

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

AKD/GSR/-

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

Diary No. 85 of 2019 Inre : M.A. No. 1987 of 2017 Inre : O.A. No. (Nil) of 2017

Pramod Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, 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 Ld. Counsel for the respondents when the case is listed next.</p> <p>Power filed by Col. B.P. Singh (Retd.), Advocate on behalf of the applicant is taken on record. His name be shown as Ld. Counsel for the applicant when the case is listed next.</p> <p>Present: Col. B.P. Singh (Retd.), Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p>The application for condonation of delay was dismissed as not pressed. Thereafter, this case was dismissed vide order dated 08.01.2019.</p> <p>The applicant has sent a letter addressed to the Head of Department dated 29.01.2019. On the said application it was ordered that this application shall be treated as application for recall of the order dated 08.01.2019. The applicant has not filed any affidavit in support of his letter. Though the said letter has been registered as Diary No. 85 of 2019 by the Registry of this Tribunal.</p> <p>Therefore, Col. B.P. Singh (Retd.), Ld. Counsel for the applicant is directed to file an affidavit in support of application sent by the applicant as he has levelled some allegations against one respected member of the Bar.</p> <p>List this case 14.03.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 1847 of 2017 Inre : O.A. No. (Nil) of 2017

Prahlad Ram Meena
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>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri D.S. Kauntae, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">On 12.10.2018 we had directed the Ld. Counsel for the respondents to bring on record the copy of discharge order. But the same has not been filed even after availing two dates.</p> <p style="text-align: center;">Ld. Counsel for the respondents is directed to bring the same on record by the next date fixed.</p> <p style="text-align: center;">List this case on 03.05.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 56 of 2019 Inre : M.A. No. 2784 of 2016 Inre : O.A. No. (Nil) of 2016

Ex. Hav. Mohd. Idu Ansari
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>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Col. R.C. Dixit (Retd.), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In this case vide order dated 15.01.2019 the recall application was allowed subject to payment of cost of Rs.1,000/-.</p> <p style="text-align: center;">Ld. Counsel for the applicant in the first round has submitted that he has deposited the cost, but, when we verified this fact from the Registry it was found that the cost has not been deposited by him. There is report of the Registry to this effect also. Ld. Counsel for the applicant prays for time to deposit the cost.</p> <p style="text-align: center;">Let the cost be deposited in the Registry.</p> <p style="text-align: center;">List this case on 27.03.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 370 of 2017

Smt. Archana Singh Tomar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p>Present: Shri O.P. Kushwaha, Advocate holding brief of Shri Ashok Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Brief holder appearing on behalf of the applicant prays for adjournment.</p> <p>This case was listed on 13.11.2018 before the Registrar, who has passed the following order :-</p> <p style="text-align: center;"><i>“None appears on behalf of the applicant from last two occasions and no one appears today also. Last opportunities have also been granted to file rejoinder affidavit but the same has not yet been filed. It appears that he is not interested to file same.”</i></p> <p>Even thereafter, on 07.12.2018 none appeared on behalf of the applicant. Since there was a Resolution of the Bar, hence, no adverse order was passed. Today again adjournment is being prayed by the brief holder appearing on behalf of the Ld. Counsel for the applicant and Rejoinder Affidavit has not yet been filed. Hence, we hereby close the opportunity to file the Rejoinder Affidavit.</p> <p>List this case on 11.04.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 505 of 2017

Smt. Jayanti Devi
 By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
 By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K.S. Bisht, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondent. Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned. List this case on 02.04.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p><small>AKD/GSR/-</small></p>

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

O.A. No. 575 of 2018

Hav. L. Gannaya
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Rohit Kumar, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">In pursuance of orders dated 05.12.2018 and 22.01.2019 the relevant record pertaining to this case has not been produced before us for perusal. Today Ld. Counsel for the respondents again prays for time to produce the same.</p> <p style="text-align: center;">List this case on 02.04.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 161 of 2017

Biresh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Virendra Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">On the last date we had directed the Ld. Counsel for the respondents to produce the legible copy of medical documents, but, the same has not been produced before us for perusal.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for adjournment. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 20.02.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 332 of 2017

Surendra Yadav

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vikas Singh Chauhan, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 22.02.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 576 of 2017

Smt. Sanjogi Devi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: center;">With the consent of Ld. Counsel for the parties, list this case on 26.03.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 10 of 2018

Y.P.S. Chauhan

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>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p>Present: Shri P.K. Shukla, Advocate holding brief of Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri R.C. Shukla, 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 04.04.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/GSR/-</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
By Legal Practitioner for the Appellant

Appellant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, 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>Since it is an Appeal against the punishment awarded by the G.C.M. This appeal pertains to the year 2016, therefore, it is being adjourned with the condition that no further adjournment shall be granted to any of the parties on the next date fixed.</p> <p>List this case on 13.03.2019 for hearing.</p> <p>On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

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

M.A. No. 176 of 2019 Inre O.A. No. Nil of 2019

Ex Sep Niranjn Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri K.K. Misra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 176 of 2019</u></p> <p>This is an application for condonation of delay filed by the applicant by means of which the applicant has prayed to reinstate him in service. As per office report, it is delayed by 04 years, 02 months & 25 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 03.04.2019 for orders before Registrar Court.</p> <p>(Lt Gen N.B. Singh) 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. 178 of 2019 Inre O.A. No. Nil of 2019

Ex Hav Dharmendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Memo of appearance filed by Shri Ramesh Chandra Shukla, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri Pankaj Kumar Shukla, learned counsel for the applicant and Shri Ramesh Chandra Shukla, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 178 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 05 months & 18 days 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 style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>On the date fixed, learned counsel for the respondents is directed to produce original documents including medical papers pertaining to the case for perusal of the Bench.</p> <p>List this case on 19.02.2019 for hearing.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4
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Court No.1

M.A. No. 173 of 2019 Inre O.A. No. 231 of 2016

Col Ram Vishwas Singh (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Amit Jaiswal, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 173 of 2019</u></p> <p>This is an application filed on behalf of the respondents for modification of judgment and order dated 27.04.2018, passed in O.A. No. 231 of 2016 by the bench comprising of Hon'ble Mr. Justice S.V.S. Rathore (Member J) & Hon'ble Air Marshal BBP Sinha (Member A).</p> <p>List this case before the concerned Bench on 26.02.2019 for hearing on the application for modification of judgment and order dated 27.04.2018.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Ex-A No. 143 of 2018 Inre O.A. No. 18 of 2014

Gokula Nand Pandey Applicant
By Legal Practitioner for the Applicant

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri R. Chandra, learned counsel for the applicant and Ms. Anju Singh, learned counsel for the respondents.</p> <p><u>Ex.A. No. 143 of 2018</u></p> <p style="text-align: center;">This is an application filed by the applicant for execution of order dated 03.01.2018 passed in O.A. No. 18 of 2014.</p> <p style="text-align: center;">The representative of PCDA (P), Allahabad, present in person, admitted that claim of the applicant has been received by PCDA and prays for time to issue PPO to the applicant.</p> <p style="text-align: center;">As prayed, list this case on 28.02.2019 for filing compliance report by the respondents.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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Ex-A No. 168 of 2018 Inre O.A. No. 35 of 2018 &
Inre Ser No. 21 of O.A. No. 40 of 2018

Smt Phulwasa Wife of Ex Hav (Hony Nb Sub) Applicant
Jageshwar Prasad (Deceased) & Others
By Legal Practitioner for the Applicant

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri Pankaj Kumar Shukla, learned counsel for the applicant and Maj Vikas Sharma, Departmental Representative for the respondents.</p> <p><u>Ex.A. No. 168 of 2018</u></p> <p>This is an application filed by the applicant for execution of order dated 09.01.2018 passed in O.A. No. 40 of 2018.</p> <p>In this case, substitution has been carried out by learned counsel for the applicant.</p> <p>Departmental Representative for the respondents prays for and is granted four weeks time to file compliance report, failing which the respondents shall have to deposit cost of Rs. 5000/- in the Registry, which shall be paid to the applicant through cheque.</p> <p>List this case on 19.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Ex-A. No. 235 of 2018 Inre O.A. No. 48 of 2018

Ex Hav Jai Prakash Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Parijaat Belaura, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p><u>Ex.A. No. 235 of 2018</u></p> <p style="text-align: center;">This is an application filed by the applicant for execution of order dated 12.03.2018 passed in O.A. No. 48 of 2018.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks further time to file compliance report.</p> <p style="text-align: center;">List this case on 26.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 104 of 2018 with M.A.No.105 of 2018
Inre T.A.No.123 of 2010

Jayant Ram Verma
By Legal Practitioner for the Petitioner

Petitioner

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Yashpal Singh, learned counsel for the petitioner and Shri Shyam Singh, learned counsel for the respondents.</p> <p style="text-align: center;">Supplementary affidavit in support of the application for condonation of delay has been filed by the learned counsel for the petitioner.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted two weeks' time to file reply to the said affidavit.</p> <p style="text-align: center;">List this case on 28.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 1459 of 2018
Inre O.A.No. Nil of 2018

Ex Hav (Hony Nb Sub) Ram Raj Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri Sanjay Kumar Mishra, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><u>M.A.No. 1459 of 2018</u></p> <p>By means of this O.A., the applicant has made prayer for grant of service pension to the rank of Naib Subedar, which is a recurring cause of action.</p> <p>Objection and reply to the objection on the application for condonation of delay have already been exchanged.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 04.04.2019 for exchange of pleadings before the Registrar Court.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 1513 of 2018
Inre O.A.No. Nil of 2018

Ex Hav/Clk Ram Kuwar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri DS Kauntae, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for adjournment of the case.</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 03.05.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 1642 of 2018
Inre O.A.No. Nil of 2018

Ex Cadet Rajeev R U
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri SSL Srivastava, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant prays for adjournment of the case.</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 27.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 2020 of 2018 with M.A.No.2021 of 2018
Inre M.A.No.1524 of 2016

Sunil Dutt
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Shubham Sharma, Advocate holding brief of Shri Ajit Singh Gaherwar, learned counsel for the applicant and Shri VPS Vats, learned counsel for the respondents.</p> <p style="text-align: center;">Shri Shubham Sharma, Advocate holding brief, submits that learned counsel for the applicant has not come to the court due to illness and prays for adjournment of the case.</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 25.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 91 of 2017 alongwith M.A.No.470 of 2017

Jageshwar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri DS Kauntae, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents.</p> <p style="text-align: center;">On the basis of the instructions received from the applicant, learned counsel for the applicant submits that he does not want to file rejoinder affidavit. Therefore, the opportunity to file rejoinder affidavit stands closed.</p> <p style="text-align: center;">List this case on 03.05.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, the original record pertaining to the case shall be produced by the respondents for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 94 of 2017

Smt Sanju Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri VP Pandey, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit and the case may be listed for hearing. Accordingly, the opportunity to file rejoinder affidavit is hereby closed.</p> <p style="text-align: center;">List this case on 22.04.2019 for hearing.</p> <p style="text-align: center;">On the date fixed, the original record pertaining to the case shall be produced by the respondents for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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.394 of 2018

Ex Naik Amit Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri DS Kauntae, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submits that he shall file application for amendment in the O.A. during the course of the day.</p> <p style="text-align: center;">List this case on 17.05.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

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

Ex Nk Mansa Ram Applicant
By Legal Practitioner for the Applicant

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Shri Pankaj Kumar Shukla, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p><u>Ex.A. No. 22 of 2019</u></p> <p>This is an application filed by the applicant for execution of order dated 03.09.2018 passed in O.A. No. 659 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to seek instructions from the authority concerned and to file compliance report.</p> <p>List this case on 09.04.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 170 of 2019 with M.A. No. 171 of 2019 Inre M.A. No. 1916 of 2015

Ex Sigmn Bal Krishan Tripathi
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Ms. Anju Singh, Advocate on behalf of respondents is taken on record. Her name be shown as learned counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Present: None for the applicant and Ms. Anju Singh, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 170 & 171 of 2019</u></p> <p style="text-align: center;">This is an application filed on behalf of the applicant for condonation of delay in filing recall application.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks time to file objection on the application for condonation of delay in filing recall application.</p> <p style="text-align: center;">List this case on 28.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

EX.A. No. 67 of 2018 Inre T.A. No. 573 of 2010

Satyendra Prasad
By Legal Practitioner for the Petitioner

Petitioner

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: None for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Atul Gupta, Departmental Representative.</p> <p style="text-align: center;"><u>EX.A. No. 67 of 2018</u></p> <p>This is an application filed by the petitioner for execution of order dated 21.12.2017 passed in T.A. No. 573 of 2010.</p> <p>It is submitted on behalf of the respondents that claim of the petitioner has been forwarded to PCDA. The PCDA (P) Allahabad representative, who is present in the Court admitted that claim of the petitioner has been received on 05.02.2019.</p> <p>It is admitted by the Departmental Representative that cost imposed by us vide order dated 08.10.2018 shall be deposited in the Registry during the course of day and additional cost of Rs. 10,000/- imposed vide order dated 19.12.2018 shall be deposited within a week.</p> <p>Today, again learned counsel for the respondents prays for further time to file compliance report.</p> <p>List this case on 15.03.2019 for filing compliance report by the respondents, failing which they will have to pay additional cost of Rs. 15,000/- in the Registry. The Registry shall pay entire cost to the petitioner through cheque.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Ex-A No. 179 of 2018 Inre T.A. No. 1163 of 2010

Ex L Nk Ramdeo Singh Yadav
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri S.K. Singh, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>Ex.A. No. 179 of 2018</u></p> <p style="text-align: center;">This is an application filed by the petitioner for execution of order dated 29.08.2017 passed in T.A. No. 1163 of 2010.</p> <p style="text-align: center;">It is submitted on behalf of the respondents that order under execution has been complied with and a copy of PPO produced before us has been taken on record.</p> <p style="text-align: center;">A copy of PPO has also been provided by learned counsel for the respondents to learned counsel for the petitioner in the Court itself who prays for time to go through it and to file his objection, if any.</p> <p style="text-align: center;">List this case on 15.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Ex-A No. 230 of 2018 with M.A. No. 174 of 2019 Inre O.A. No. 120 of 2017

Capt V.P. Singh (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: None for the applicant and Dr. Gyan Singh, learned counsel for the respondents.</p> <p><u>Ex.A. No. 230 of 2018</u></p> <p style="text-align: center;">This is an application filed by the applicant for execution of order dated 27.07.2018 passed in O.A. No. 120 of 2017.</p> <p><u>M.A. No. 174 of 2019</u></p> <p style="text-align: center;">This is an application for extension of time for compliance of order dated 27.07.2018, filed on behalf the respondents which is taken on record. By means of this extension application, respondents have prayed for extension of period to execute the order dated 27.07.2018.</p> <p style="text-align: center;">Today, none is present on behalf of the applicant.</p> <p style="text-align: center;">The prayer has been made to extend the period to comply with the order under execution. Prayer is allowed. Compliance report be filed positively by the date fixed.</p> <p style="text-align: center;">It is made clear that in case the compliance report is not filed by the date fixed, the respondents shall have to pay cost of Rs. 10,000/- in the Registry which shall be paid to the applicant through cheque.</p> <p style="text-align: center;">List this case on 07.05.2019 for filing compliance report by the respondents.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 1708 of 2018 with M.A. No. 1709 of 2018 Inre T.A. No. 1061 of 2010

R.N. Mishra
By Legal Practitioner for the Petitioner

Petitioner

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Shiv Kant Pandey, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1708 & 1709 of 2019</u></p> <p>This is an application filed on behalf of the petitioner for condonation of delay in filing recall application, which has been filed after expiry of statutory period of limitation as provided under Rule 16 of AFT Procedure Rules, 2008.</p> <p>Learned counsel for the petitioner prays for and is granted four weeks time to show law as to how delay in filing the recall application can be extended beyond 30 days keeping in view the Rule 16 of AFT Procedure Rules, 2008.</p> <p style="text-align: center;">List this case on 26.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 81 of 2017

Mohd Akhtar
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>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B.Singh, Member (A)</u></p> <p style="text-align: center;">Orders pronounced.</p> <p style="text-align: center;">O.A.No.81 of 2017 (Mohd Akhtar vs. Union of India & others) is dismissed.</p> <p style="text-align: center;">For orders, see our order of date passed on the separate sheets.</p> <p style="text-align: center;">Misc. Application, if any pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) Member (A) PKG</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p>

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

Court No.1

Ex.A. No. 91 of 2018
Inre O.A.No.23 of 2011

Jeet Bahadur Singh
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Manoj Kumar Awasthi, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p><u>Ex.A. No. 91 of 2018</u></p> <p style="text-align: center;">This is an application for execution of the order dated 18th September 2015 passed in O.A.No. 23 of 2011.</p> <p style="text-align: center;">Admittedly, in this case PPO has been issued and on the last day, we had given time to the learned counsel for the applicant to file objection, if any, against the PPO.</p> <p style="text-align: center;">Today learned counsel for the applicant prays for further time to file objection. On our query, learned counsel for the applicant replied that the interest on the disability pension, which was sanctioned to the applicant after the RSMB, has not been paid.</p> <p style="text-align: center;">However, learned counsel for the respondents has submitted that interest on the disability pension for two years, has already been paid to the applicant. He has produced before us a copy of the letter dated 11.01.2019 to this effect.</p> <p style="text-align: center;">Learned counsel for the applicant has admitted this fact that interest for the period of two years has already been received by the applicant. He claimed that interest has to be paid on the amount of disability pension which has been fixed after the RSMB. There is no direction in the order under execution for payment of interest on the disability pension of the applicant which shall be subject to the out-</p>

come of the RSMB.

The applicant is receiving pension after the RSMB and therefore, in this Ex. Application, he is not entitled to any interest on the amount so accrued after RSMB. Therefore, the claim of the applicant for payment of interest after the RSMB is misconceived.

Since the order under execution stands complied with, hence this Ex. Application has become infructuous.

Accordingly, this Ex. Application is dismissed as infructuous.

(Lt Gen N.B. Singh)
Rathore)
Member (A)

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

PKG

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1
O.A.No. 267 of 2013

Smt Gomti Devi wife of Late Kitab Singh (Deceased)
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Misra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted two weeks' further time to file supplementary counter affidavit.</p> <p style="text-align: center;">List this case on 27.03.2019 for orders.</p> <p style="text-align: center;">(Lt Gen N.B. Singh) 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. 516 of 2017

Munisha Devi
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri KP Dutta, Advocate holding brief of Shri Om Prakash Kushwaha, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Shri KP Dutta, Advocate holding brief of learned counsel for the applicant prays for and is granted two weeks' further time to file rejoinder affidavit.</p> <p>List this case on 28.03.2019 for orders before the Registrar Court.</p> <p>(Lt Gen N.B. Singh) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 245 of 2018

Dharmendra Singh Tomar
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri VPS Vats, learned counsel for the respondents.</p> <p>It is informed by the learned counsel for the parties that the case is ripe for hearing.</p> <p>List this case on 08.04.2019 for hearing.</p> <p>On the date fixed, respondents shall produce original record pertaining to the applicant for perusal of the Tribunal.</p> <p>(Lt Gen N.B. Singh) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 301 of 2018

Munish Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri Alok Kumar Singh, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>It is informed by the learned counsel for the parties that the case is ripe for hearing.</p> <p>List this case on 09.04.2019 for hearing.</p> <p>On the date fixed, respondents shall produce original record, including the medical papers of the applicant for perusal of the Tribunal.</p> <p>(Lt Gen N.B. Singh) Member (A) PKG</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A.No. 337 of 2018

Shiv Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri DS Tiwari, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p>Admittedly the first O.A. filed by the applicant for the same cause of action has already been dismissed for non prosecution.</p> <p>This is the second round of litigation for the same cause of action.</p> <p>Learned counsel for the applicant submits that he has filed a Recall Application for recall of the order dismissing the O.A. for non prosecution. He is directed to argue on the point whether second O.A. for the same relief is maintainable or not?</p> <p>List this case on 08.03.2019 for orders.</p> <p>(Lt Gen N.B. Singh) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

T.A.No. 16 of 2017

SP Shukla
By Legal Practitioner for the Petitioner

Petitioner

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen N.B. Singh, Member (A)</u></p> <p>Present: Shri Yashpal Singh, learned counsel for the petitioner and Shri RC Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted one week's further time to incorporate the amendment in the T.A. and also to file an amended copy of the T.A.</p> <p>List this case on 13.03.2019 for orders.</p> <p>(Lt Gen N.B. Singh) 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. 125 of 2018 Inre : O.A. No. 302 of 2012

Akhilesh 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>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p>Case was taken up in the revised list. Present: Shri D.K. Pandey, Ld. Counsel for the respondents. On the last date i.e. 22.01.2019 we had directed the Ld. Counsel for the applicant to take steps to implead the concerned Bank as a party, so that necessary calculation may be submitted by the Bank. But no such step has been taken by the Ld. Counsel for the applicant. Today none is present on behalf of the applicant. List this case on 18.03.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 1249 of 2017 with M.A. No. 1250 of 2017 Inre : O.A. No. 157 of 2014

Umesh Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">With the consent of Ld. Counsel for the parties, list this case on 19.03.2019 for orders.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 1285 of 2018 Inre : O.A. No. (Nil) of 2018
(Registered as O.A. No. 107 of 2019)

Itwari Lal
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>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vinay Kumar Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1285 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 conversion of dismissal order dated 21.08.1979 into discharge and condone the shortfall in qualifying service for pension. The pension is recurring cause of action. As per office report, there is delay of 38 years, 02 months and 22 days in filing the Original Application. The reasons given in the application for condonation of delay seem to be genuine. Accordingly, application for condonation of delay is allowed and delay in filing the Original Application is condoned.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as Original Application.</p> <p><u>O.A. No. 107 of 2019</u></p> <p>By means of this O.A. under Section 14 of the Armed Forces Tribunal Act, 2007, the applicant has made the following prayers :-</p> <p>(i) That this Hon'ble Tribunal may kindly be pleased to convert the dismissal dated 21.08.1979, of the applicant into discharge on extreme compassionate grounds and to further condone the shortfall in the qualifying service for pension and to grant him appropriate service pension in the interest of justice.</p> <p>(ii) Any other beneficial relief which this Hon'ble Tribunal deems fit and reasonable be also awarded to the applicant against the respondents.</p> <p style="text-align: center;">It is argued by the Ld. Counsel for the applicant that the applicant</p>

has served in the Indian Army for more than 14 years and there is shortfall in his pensionable service as such he is not getting pensionary benefits while in view of the Policy in vogue the respondents could have granted pension even to the dismissed PBORs.

It is argued by the Ld. Counsel for the respondents that earlier the applicant had approached the Hon'ble High Court by challenging his dismissal order which was subsequently dismissed as withdrawn and in this Original Application the applicant has prayed for conversion of the dismissal order dated 21.08.1979 into discharge, therefore, the relief claimed by the applicant cannot be granted.

At this stage Ld. Counsel for the applicant restricted his prayer to issue direction to the respondents to dispose of pending representation dated 27.10.2016 submitted by the applicant with regard to condoning the shortfall in service for payment of pension.

Accordingly, we hereby **dispose** of the Original Application with the direction to the respondents to dispose of pending representation dated 27.10.2016 by a reasoned and speaking order. It is hereby made clear that the respondents shall be at liberty to pass any order in accordance with rules and law.

[Lt. Gen. (Dr.) N.B. Singh]
Member (A)

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

AKD/GSR/-

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

T.A. No. 55 of 2009

Smt. Poonam Rana & Others
By Legal Practitioner for the Petitioners

Petitioners

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p>Case was taken up in the revised list.</p> <p>Present: Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>On 01.02.2019 we had passed the following order : -</p> <p style="text-align: center;"><i>“Brief holder appearing on behalf of the Ld. Counsel for the petitioner prays for adjournment. Accordingly, the case is adjourned.</i></p> <p style="text-align: center;"><i>List this case on 13.02.2019 for order. No further adjournment shall be entertained as the matter is very old.”</i></p> <p>Today none is present on behalf of the petitioner to argue the case even after passing the above order that no adjournment shall be entertained because this T.A. pertains to the year 2009. It transpires that the petitioner is not interested to pursue the case. Accordingly, the Transferred Application is dismissed for want of prosecution.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 2333 of 2017 Inre : O.A. No. (Nil) of 2017

Lalji Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p>Case was taken up in the revised list. Present: Shri R.C. Shukla, Ld. Counsel for the respondents. None is present on behalf of the applicant.</p> <p><u>M.A. No. 2333 of 2017 Inre : O.A. No. (Nil) of 2017</u></p> <p>It transpires from the order dated 18.01.2019 passed by the Ld. Registrar of this Tribunal that for the last four occasions Ld. Counsel for the applicant is not appearing before him. Therefore, the case was listed before the Bench. Even today none is present on behalf of the applicant, which shows that the applicant is not interested to pursue his application for condonation of delay.</p> <p>Accordingly, the application for condonation of delay is dismissed for want of prosecution. Original Application is, accordingly, dismissed as time barred.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 1449 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Sepoy/Cook Ram Sajivan 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>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">By means of this Original Application the applicant has challenged his dismissal order after more than 14 years.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays time on ground that his paper-book is not available today.</p> <p style="text-align: center;">List this case on 05.03.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

M.A. No. 1889 of 2018 Inre : O.A. No. (Nil) of 2018
(Registered as O.A. No. 110 of 2019)

Ex. Hav. (Hony. Nb. Sub.) Ram Raj 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>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri R. Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1889 of 2018</u></p> <p style="text-align: justify;">This is an application for condonation of delay in filing the Original Application. By means of this Original Application the applicant has prayed for grant of pension to the rank of Honorary Naib Subedar, which is recurring cause of action. As per office report there is delay of 08 years, 11 months and 01 day in filing the Original Application. The reasons given in the application for condonation of delay seem to be genuine. Accordingly, application for condonation of delay is allowed and delay in filing the Original Application is condoned.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Let the case be registered as Original Application.</p> <p><u>O.A. No. 110 of 2019</u></p> <p style="text-align: center;">Arguments heard. Order is reserved.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 134 of 2017

Shyam Babu Tiwari
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Preliminary objection has been raised by the Ld. Counsel for the respondents that the applicant has come before this Tribunal straightway without exhausting alternative remedy by preferring statutory complaint.</p> <p style="text-align: center;">Ld. Counsel for the applicant submits that this Original Application may be disposed of with liberty to the applicant to prefer the statutory complaint and subsequently, if the same is rejected, with liberty to approach this Tribunal by filing a fresh Original Application.</p> <p style="text-align: center;">Accordingly, we dismiss this Original Application as pre-mature with liberty as aforesaid.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</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 with M.A. No. 172 of 2019

Lt. Col. Harshwardhan 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>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vivek Raj Singh, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 172 of 2019</u></p> <p style="text-align: center;">Heard on the application for amendment.</p> <p>By means of this amendment application the applicant has prayed for adding para Nos. 4.22 to 4.23 in Original Application and amending the prayer clause because of certain developments that took place during the pendency of this Original Application whereby the applicant was promoted to the next rank and was given seniority with effect from 1997 batch whereas as per the applicant he belongs to 1996 batch. The amendments are necessary for the just, complete and proper to adjudicate the case.</p> <p style="text-align: center;">Accordingly, the amendment application is allowed.</p> <p>Ld. Counsel for the applicant is directed to incorporate the amendments within seven days.</p> <p style="text-align: center;">List this case on 12.03.2019 for orders.</p> <p>In the meantime Ld. Counsel for the respondents may file Counter Affidavit to the amended portion of the Original Application, if required.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;">AKD/GSR/-</p>

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

O.A. No. 447 of 2017

Vikas Pandey

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Dr. Ashish Asthana holding brief of Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment.</p> <p style="text-align: center;">By means of this Original Application the applicant has prayed a writ of certiorari and writ of mandamus which are not within the scope of this Tribunal.</p> <p style="text-align: center;">List this case on 28.03.2019 for orders on this point also.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>

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

O.A. No. 364 of 2018 along with T.A. No. 38 of 2016

Ex. Sepoy (SKT) Kirpal Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.02.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. (Dr.) N.B. Singh, Member (A)</u></p> <p style="text-align: center;">Present: Shri Rohit Kumar, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for adjournment on the ground that he could not receive the copy of the policy which entitles ex-Army personnel to be re-enrolled in the DSC, perusal of which is necessary to adjudicate the case.</p> <p style="text-align: center;">List this case on 02.04.2019 for hearing.</p> <p style="text-align: center;">On the date fixed Ld. Counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">[Lt. Gen. (Dr.) N.B. Singh] Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/GSR/-</p>