

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

Court No.1

DY No. 487 of 2019 Inre O.A. No. Nil of 2019

Ex Cfn Ramdeen Tiwari
In Person

Applicant

Versus

EME Records Secunderabad
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>DY No.487 of 2019</u></p> <p>None is present on behalf of the applicant.</p> <p>This case has been registered on the basis of an application/letter dated 15.07.2019 received from the applicant. In this case, Registry has pointed out several defects in this application.</p> <p>Let applicant be informed accordingly to remove the defects, as pointed out by the Registry.</p> <p>List this case on 04.11.2019 for orders before the Registrar Court.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG/SB</p>

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

Court No.1

DY No.1968 of 2019 Inre O.A.No. Nil of 2019

Ex Sep Jangle Nana Vitthal
By Legal Practitioner for the Applicant

Applicant

Versus

**Second Appellate Committee on Pension (SACP),
New Delhi & Others**
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p style="text-align: center;">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 style="text-align: center;">Present: None for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p style="text-align: center;"><u>DY No.1968 of 2019</u></p> <p style="text-align: center;">None is present for the applicant.</p> <p style="text-align: center;">In this case, there is delay of more than 22 years from the date of discharge of the applicant and no application for condonation of delay has been attached with the Original Application.</p> <p style="text-align: center;">Learned counsel for the applicant is directed to remove the defects, as pointed out by the Registry.</p> <p style="text-align: center;">List this case on 26.09.2019 for orders before the Registrar Court.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No.733 of 2019 Inre O.A.No. Nil of 2019

Ex Rect Narendra Kumar Pal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Ashish 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: Shri Ravi Kumar Yadav, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>M.A.No.733 of 2019</u></p> <p>This is an application for condonation of the delay in filing the O.A. for grant of disability pension, which as per office report, is delayed by more than 18 years.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection to the said application. Reply to the objection may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 18.10.2019 for orders before the Registrar Court.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/SB</p>

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

Court No.1

M.A.No.734 of 2019 Inre O.A. (A) No. Nil of 2019

Ex Lance Nk Gaurav Kumar
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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Gyan 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 Santosh Singh, Advocate holding brief of Shri DPS Chauhan, learned counsel for the appellant and Dr. Gyan Singh, learned counsel for the respondents.</p> <p style="text-align: center;"><u>M.A.No.734 of 2019</u></p> <p>This is an application for condonation of the delay in filing the O.A. by means of which the applicant has prayed to quash the order passed by DCM, which as per office report, is delayed by more than 6 months.</p> <p>Learned counsel holding brief, in absence of his senior, is unable to argue on the point as to on what ground the sentence has been awarded by the DCM to the applicant.</p> <p>List this case on 18.09.2019 for orders.</p> <p style="text-align: center;">(Air Marshal B.B.P. Sinha) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG/SB</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No.737 of 2019 Inre O.A.No. Nil of 2019

Ex Nk (TS) Sowdan 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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri R.C. Shukla, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Om Prakash Kushwaha, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p><u>M.A.No.737 of 2019</u></p> <p>This is an application for condonation of the delay in filing the O.A. for grant of disability pension, which as per office report, is delayed by more than 17 years.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection to the said application. Reply to the objection may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 17.10.2019 for orders before the Registrar Court.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/SB</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No.738 of 2019 Inre O.A.No. Nil of 2019

Ex Sub Gyanendra Pal Singh Bhadauria

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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record.</p> <p>Present: Shri Om Prakash Kushwaha, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p><u>M.A.No.738 of 2019</u></p> <p>This is application for condonation of the delay in filing the O.A. for grant of rounding off of disability pension, which as per office report, is delayed by more than six years.</p> <p>The grounds shown in the affidavit filed in support of the application seem to be sufficient.</p> <p>Accordingly, the application for condonation 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><u>ORDER (Oral)</u></p> <ol style="list-style-type: none">1. Heard learned counsel for the parties and with their consent, this O.A. is being disposed of at the admission stage.2. Learned counsel for the applicant submits that inspite of granting 20% of the disability pension, the applicant has not been granted benefit of rounding off.3. Learned counsel for the applicant has not filed any document to infer that he has moved any statutory complaint/representation to the respondents claiming the benefit of rounding off of disability pension. Since there is already a Government policy in place for rounding off of disability pension w.e.f. 01.01.1996, hence the applicant is also entitled

for the benefit of rounding off.

4. Accordingly, this O.A. is finally **disposed of** with the direction to the applicant to move a statutory complaint/representation before the concerned authority within a period of two months from today alongwith a copy of this order, which may be decided by the respondents by a speaking and reasoned order, in accordance with law, within a further period of three months and communicate the decision of the same to the applicant.

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

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

PKG

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No.739 of 2019 Inre O.A.No. Nil of 2019

Km Arti (D/O Ex Hav (Late) Ram Chander

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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri 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 Om Prakash Kushwaha, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents.</p> <p><u>M.A.No.739 of 2019</u></p> <p>This is application for condonation of the delay in filing the O.A. for grant of family pension, which as per office report, is delayed by more than one month.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection to the said application. Reply to the objection may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 20.09.2019 for orders before the Registrar Court.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A.No.740 of 2019 Inre O.A.No. Nil of 2019

Ex Sep Mooj Nath Giri

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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri V.P.Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>By means of this O.A., the applicant is challenging the dismissal order dated 20th October 1994, while in the prayer clause, the applicant has mentioned it as discharge order.</p> <p>Learned counsel for the applicant prays for time to correct the prayer clause of O.A.</p> <p>List this case on 24.09.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

M.A. No. 743 of 2019 Inre : O.A. No. (Nil) of 2019

Ex. Nb. Res. Ram Lakhan 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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as Ld. Counsel for the respondents when the case is listed next.</p> <p>Present: Shri Santosh Singh, Advocate holding brief of Shri Shashank Kumar, Ld. Counsel for the applicant and Shri Amit Jaiswal, 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 25.09.2019 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. 735 of 2019 with M.A. No. 736 of 2019 Inre : O.A. (A) No. 311 of 2017

Union of India & Others

Applicants

By Legal Practitioner for the ApplicantS

Versus

Smt. Alka Mishra (W/o Ex. Nk. Vimal Kumar Mishra)

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2019</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 Bhanu Pratap Singh, Ld. Counsel for the applicants-respondents and Shri V.P. Pandey, Ld. Counsel for the respondent.</p> <p>Learned counsel for the applicants-respondents has only argued that this application for leave to appeal is barred by time and no question of law of general public importance involved, has been brought in the notice of the Court.</p> <p><u>M.A. No. 735 of 2019</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 11.01.2019 passed by this Court in O.A. (A) No. 311 of 2017.</p> <p>This application has been filed by the applicants-respondents after a period of limitation. As per office report, there is delay of 06 months and 01 day in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal shall be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for condoning the delay are general</p>

in nature and do not appear to be germane in view of the law laid down by the Hon'ble Apex Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC.

In view of the decision of the Hon'ble Apex Court in the aforesaid case, the application for condonation of delay cannot be entertained and it is hereby rejected.

M.A. No. 736 of 2019

This is an application under section 31 (1) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the applicants-respondents beyond the period of 30 days. Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also liable to be rejected.

Even otherwise also, we do not find any point of law of general public importance involved in the decision so as to grant leave to appeal, therefore, this application is also rejected.

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

(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

M.A. No. 741 of 2019 Inre : O.A. No. 117 of 2017

Col. Puran Chandra Lohani (Retd.)

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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record.</p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri S.G. Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 741 of 2019</u></p> <p>This is an application for modification of order dated 27.07.2018 passed by this Tribunal in O.A. No. 117 of 2017.</p> <p>We have perused the record and we find that the modification application has substance. By means of order dated 27.07.2018 the applicant has been granted benefit of disability pension with effect from three years prior to filing of this O.A., which comes 18.04.2014, while the applicant was discharged from service on 31.12.2014, therefore, he is entitled to the disability pension from 01.01.2015. Accordingly, the modification application (M.A. No. 741 of 2019) deserves to be allowed and is allowed. The order is corrected accordingly.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

Ex. A. No. 112 of 2017 Inre : T.A. No. 1000 of 2010

Smt. Kalawati 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>14.08.2019</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 Sarvesh Kumar Pandey, Ld. Counsel for the applicant and Major Atul Gupta, OIC Legal Cell for the respondents.</p> <p>In this case certain payment has been made to the applicant in pursuance of our earlier order but in compliance of order dated 10.04.2019 the calculation memo has not been filed by the Ld. Counsel for the respondents. There was an objection on behalf of the applicant that the applicant has not received full payment.</p> <p>The Departmental Representative prays for and is granted four weeks time to file calculation memo in terms of order dated 10.04.2019.</p> <p>List this case on 18.09.2019 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. 1503 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Hav. (Hony. Nb. Sub.) Ranvir 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>14.08.2019</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 Vinod Mishra, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the applicant is not prepared with the case and is not able to assist the Tribunal. He prays for time for better preparation of the case.</p> <p>List this case on 20.09.2019 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>AKD/UKT/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1

O.A. No. 75 of 2018

Kamlesh 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>14.08.2019</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. Usha Tanaji Patil, Advocate holding brief of Shri Devki Nandan Pandey, Ld. Counsel for the applicant and Shri G.S. Sikarwar, 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>Pleadings are complete and the case is ripe for hearing.</p> <p>List this case on 20.09.2019 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. 380 of 2018

Ex. JWO Vishnu Deo Tiwari

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>14.08.2019</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R. Chandra, Advocate holding brief of Shri Shvi Kant Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>This case pertains to a Policy matter of ECHS which is admittedly dealt by the Army.</p> <p>Registry is directed that when the case is listed next, in column of Case Wing, the case be shown as 'Army' instead of 'Air Force'.</p> <p>List this case on 26.09.2019 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

O.A. No. 40 of 2019

Hony. Nb. Sub. Surendra Singh Sengar

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>14.08.2019</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 Gyanendra Kumar Sharma, Advocate holding brief of Shri J.N. Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>On 18.07.2019 the Registrar has passed the following order :-</p> <p><i>“This case is pending for rejoinder affidavit since 25.02.2019. After grant of several opportunities and also last opportunity, rejoinder affidavit could not be filed till today. Today, applicant counsel has also not come to the Court. In such circumstances, this case is sent to the Hon'ble Bench for necessary orders.”</i></p> <p>Today again brief holder appearing on behalf of the Ld. Counsel for the applicant prays for adjournment, hence, opportunity to file the Rejoinder Affidavit is hereby closed.</p> <p>List this case on 16.10.2019 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>