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

Ex. A. No. 163 of 2017 Inre : O.A. No. 229 of 2014

Ramvir Singh Applicant
By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Rohit Kumar Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Shri Rohit Kumar, Ld. Counsel for the applicant informs that stay order granted by the Hon'ble Apex Court still holds good. In view of above, list the matter on **31.03.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 36 of 2018 Inre : O.A. No. 64 of 2011

Ex. Rect. Vijay 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Dr. Chet Narayan Singh, Ld. Counsel for the respondents is present and he submits that four weeks further time be granted to make complete compliance of the order which is allowed. List on **10.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

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

Kamal Singh Rautela 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents assisted by Shri Tarun V. Pillai, Departmental Representative of the respondents. It is submitted by the Ld. Counsel for the respondents that part implementation of the order has already been done and so far as service element is concerned, the matter has already been processed. He further submits that PS Directorate, who is to implement the order, being in process of shifting, the order could not be implemented, therefore, four weeks further time be granted to implement complete order. We have gone through the order which is passed on 08.08.2017 and, looking to this, reason assigned by the respondents for not implementing the order does not seem justified. However, considering the request of Ld. Counsel for the respondents, four weeks further time is granted on payment of Rs.20,000/- as cost with condition that if the order is not complied with within the given time, the officer concerned of the PS Directorate shall remain present in person in Tribunal to explain for non compliance of the order. Respondents are further directed to deposit the entire cost due against them by the next date fixed. List on **16.02.2022**. Let copy of this order be provided to the Ld. Counsel for the respondents/AFT Legal Cell within two days for compliance. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 25 of 2019 Inre : O.A. No. 297 of 2011

Ex. Sub. Kedar Prasad 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Major Tejas Waghchoure, Departmental Representative of the respondents. It is submitted by the Ld. Counsel for the respondents that respondents have preferred Civil Appeal before the Hon'ble Apex Court against the order under execution, however, the same being not listed, hearing on stay application could not be done. He therefore submitted to grant four weeks further time to bring stay order from the Hon'ble Apex Court. The Ld. Counsel for the applicant vehemently opposed the prayer on the ground that Execution Application is pending since 2019. Considering that despite Execution Application being filed in 2019 the order has not yet been implemented by the respondents nor the stay order has been filed citing reason which is not acceptable, the request made by the Ld. Counsel for the respondents is not liable to be conceded. However, in view of facts and circumstances of the case, four weeks further time is granted to respondents to bring the stay order or to make compliance of the order on payment of Rs.15,000/- as cost. The respondents are directed to deposit the entire cost due against them by the next date fixed. List on **25.02.2022**. Let copy of this order be provided to the Ld. Counsel for the respondents/AFT Legal Cell within two days for compliance. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E. Court)
Ex. A. No. 39 of 2019 Inre : O.A. No. 225 of 2018

Ex. Dfr. Rakesh 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents. Shri Rajiv Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj (Allahabad) is also present. It is submitted by the Ld. Counsel for the applicant that in compliance of the order dated 17.10.2018 in Original Application No. 225 of 2018 the P.P.O. was issued on 28.05.2019 entitling applicant to draw interest on arrears from 04.12.2014 and, accordingly, interest was credited in applicant's account. However, after two years of the issuance of the aforesaid P.P.O. a Corrigendum P.P.O. has been issued on 16.07.2021 directing therein that interest on arrears is payable with effect from the date of order i.e. 17.10.2018. He submits that once the P.P.O. being issued in terms of the order the respondents could not have issued a Corrigendum P.P.O. stating therein that interest will be payable from the date of order, more so, when there is nothing like so in the order itself. He further submits that in compliance of the subsequent P.P.O. the Bank will recover interest already paid to the applicant with effect from 04.12.2014, therefore, a direction be issued to Principal Controller of Defence Accounts (Pension), Prayagraj (Allahabad) to withdraw/cancel the Corrigendum P.P.O. with further direction to Bank not to recover the interest which has already been paid to the applicant. In reply, the Ld. Counsel for the respondents submitted that Corrigendum P.P.O. has been issued strictly in terms of order dated 17.10.2018. Upon hearing submissions of Ld. Counsel for both sides and after perusing the order dated 17.10.2018 in Original Application No. 255 of 2018 we find that first P.P.O. issued in the matter entitling applicant to draw interest on arrears with effect from 04.12.2014 is perfectly justified. Therefore, Corrigendum P.P.O. which has been issued by the respondents stating therein that interest is payable from the date of order i.e. 17.10.2018 is totally uncalled for and needs to be withdrawn. Accordingly, respondents are directed to withdraw/cancel the Corrigendum P.P.O. dated 16.07.2021 and to issue direction to Bank to not recover the interest amount already paid to applicant in terms of 1st P.P.O. In view of above, order seems to be completely complied with. Accordingly, Execution Application is dismissed being infructuous. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 21 of 2021 Inre : O.A. No. 601 of 2018

Ex. Nk. Dhruvajit 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submitted that since the order under execution is still in the process of implementation, therefore, four weeks further time be granted. The Ld. Counsel for the applicant vehemently opposed the prayer saying applicant's condition is miserable and if the order is not complied with by the respondents at the earliest, applicant would not remain alive to get the fruit. Considering the facts and circumstances of the case, respondents are directed to make compliance of the order and to file affidavit of compliance within four weeks from today else the officer concerned shall remain present in Court in person to apprise the reasons for non-implementation of the order. Respondents are directed to deposit the cost due against them by the next date fixed. List on **07.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 30 of 2021 Inre : O.A. No. 530 of 2019

Ex. Sub. Harendra Singh Rawat 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present and he submitted that in compliance of the order under execution P.P.O. has been issued and R.S.M.B. has been held. He further submits to grant three weeks time to file affidavit of compliance which is allowed. List on **01.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 58 of 2021 Inre : O.A. No. 368 of 2019

Ex. Hav. Ajeet 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present. It is submitted by Ms. Anju Singh, Ld. Counsel for the respondents that Corrigendum P.P.O. has been issued. The said P.P.O. is, however, not brought on record. Let the Corrigendum P.P.O. be brought on record within two weeks. List on **31.01.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

M.A. No. 1849 of 2018 Inre : O.A. No. (Nil) of 2018

Ex. Sep. Raj 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri A.K. Singh, Ld. Counsel for the applicant, Dr. Shailendra Sharma Atal, Ld. Counsel for the respondent Nos. 1 to 4 are present. Shri Yashpal Singh, Advocate also appears on behalf of respondent No. 5 and submits that he will file Vakalatnama in registry during the course of the day. He further submits to grant three weeks time to file Counter Affidavit which is allowed. List on **25.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E. Court)
M.A. No. 53 of 2019 Inre : O.A. No. (Nil) of 2019

Hav. Adesh 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present. Names of Shri Ashish Kumar Singh and Shri Pankaj Kumar Shukla be deleted as Counsel for the applicant when the case is listed next. Applicant has filed this Original Application seeking setting aside of the order passed by the respondents whereby money is being deducted from his salary every month towards maintenance allowance to respondent Nos. 4 and 5. It is submitted by the Ld. Counsel for the applicant that applicant came to know about the order dated 05.05.2014 when he received a letter from the authority that monthly maintenance allowance has been granted to his wife and their child with effect from 31.10.2012. He further submitted that applicant received another letter on 20.10.2018 wherein it was informed that his wife has remarried someone without seeking divorce from him, however, despite the same when the monthly payment of maintenance allowance was not stopped, he fiiled this Original Application. Thus, he submitted that delay in filing Original Application is not deliberate, but for the reasons stated above which be condoned. The Ld. Counsel for the respondents vehemently opposed the prayer and submitted that there being a delay of more than five years and the same being not properly and satisfactorily explained, the delay should not be condoned. Upon hearing submissions of Ld. Counsel of parties and considering the facts and circumstances of the case, we are of the view that cause shown for the delay is sufficient. Accordingly, delay is **condoned.** Delay condonation application stands decided accordingly. Let Original Application be registered. **O.A. No. 02 of 2022** It is submitted by the Ld. Counsel for the respondents that matter pertains to grant of maintenance allowance by the army authorities are pending before the Larger Bench of Armed Forces Tribunal, Principal Bench, New Delhi. Considering the same, list the matter on **28.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

M.A. No. 810 of 2021 with M.A. No. 811 of 2021 Inre : O.A. No. 212 of 2016

Smt. Vinod W/o Late Sub. Yogendra 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri K.K. Misra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. On the request of Ld. Counsel for the respondents one weeks time granted to file objection. List on **13.01.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 294 of 2020

Nk. Shakti Singh (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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents seeks four weeks further time to file response to the query made by this Tribunal which is allowed. List on **14.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 538 of 2021

Sub. Rajesh Vats 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Wg. Cdr. S.N. Dwivedi (Retd.0, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submitted that Counter Affidavit could not be filed being para-wise comments not received, therefore, four weeks further time be granted to file Counter Affidavit which is allowed, as a last chance. List on **16.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 302 of 2021

Ex. Nk. Madan 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Counter Affidavit filed by the respondents is taken on record. Heard Shri V.P. Pandey and Shri R.K. Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents. Original Application is **allowed**. For order, see our Judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

R.A. No. 99 of 2021 along with M.A. No. 1009 of 2021 Inre : O.A. No. 239 of 2021

Union of India and Others **Review Applicants**
Versus
No. 14242262X Ex. Nk. Dhurvijai Singh **Respondent-Applicant**
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** The file has been placed before us by Circulation. As per office note, there is no delay in filing Review Application, however, an application for condonation of delay has been moved which being not required is **dismissed**. The Review Applicants – Union of India and Others have filed this application under Rule 18 of the Armed Forces Tribunal (Procedure) Rules, 2008 by which applicants have prayed for review and setting aside the judgement and order dated 19.07.2021 of this Tribunal passed in Original Application No.239 of 2021 on the ground that the Tribunal did not consider the matter of fact that in proposed Re-Survey Medical Board there should be restriction of arrears upto three years prior to filing instant Original Application if disease assessed in proposed R.S.M.B.. The operating portion of the order reads as under:- *"In view of the above, the Original Application No. 239 of 2021 deserves to be allowed, hence, allowed. The impugned orders dated 19.08.1997, 03.04.2003, 06.02.2013 and 10.12.2018, rejecting the claim of the applicant, are set aside. The disability of the applicant is held as aggravated by Army Service. The applicant is entitled to get disability element @30% for two years which would be rounded off to 50% for two years from the date of his discharge. The respondents are directed to grant disability element to the applicant @30% for two years which would stand rounded off to 50% for two years from the date of discharge. The respondents are further directed to conduct a Re-Survey Medical Board for the applicant to assess his further entitlement of disability element of disability pension. Respondents are further directed to give effect to the order within four months from the date of receipt of a certified copy of this order failing which the respondents shall have to pay interest @ 8% per annum till the date of actual payment."* It is a settled proposition of law that the scope of the review is limited and until it is shown that there is error apparent on the face of record in the judgment and order sought to be reviewed, the same cannot be reviewed. For ready reference, Order 47, Rule 1 sub-rule (1) of the Code of Civil Procedure, 1908 is reproduced below :-

"*1. Application for review of judgment.- (1) any person considering himself aggrieved-*

(a) by a decree or order from which an appeal is allowed, but from which no appeal has been preferred,

(b) by a decree or order from which no appeal is allowed, or

(c) by a decision on a reference from a Court of Small Causes, and who, from the discovery of new and important matter or evidence which, after the exercise of due diligence, was not within his knowledge or could not be produced by him at the time when the decree was passed or order made, or on account of some mistake or error apparent on the face of the record , or for any other sufficient reason, desires to obtain a review of the decree passed or order made against him, may apply for a review of judgment to the Court which passed the decree or made the order."

In view of the principles of law laid down by the Hon'ble Supreme Court in various decisions, it is settled that the scope of review jurisdiction is very limited and re-hearing is not permissible. The Hon'ble Supreme Court in Para 9 of its judgment in the case of ***Parsion Devi and others vs. Sumitri Devi and others***, reported in (1997) 8 Supreme Court Cases 715, has observed as under :-

"9. Under Order 47, Rule 1 CPC a judgment may be open to review inter alia if there is a mistake or an error apparent on the face of the record. An error which is not self- evident and has to be detected by a process of reasoning, can hardly be said to be an error apparent on the face of the record justifying the court to exercise its power of review under Order 47, Rule 1 CPC. In exercise of the jurisdiction under Order 47, Rule 1 CPC it is not permissible for an erroneous decision to be "reheard and corrected". There is a clear distinction between an erroneous decision and an error apparent on the face of the record. While the first can be corrected by the higher forum, the latter only can be corrected by exercise of the review jurisdiction. A review petition has a limited purpose and cannot be allowed to be "an appeal in disguise."

We have gone through the judgment and order sought to be reviewed and no illegality or irregularity or error apparent on the face of record being found therein, we are of the view that there is no force in the grounds taken in the review application so that order may be reviewed.

In the result, Review Application is **rejected.**

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

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

E- Court No.1

O.A. No 293 of 2021

Smt Roshani 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri KK Misra, learned counsel for the applicant and Smt. Anju Singh, learned counsel for the respondents. O.A. No. 293 of 2021, Smt Roshani Devi, vs. Union of India and others is **dismissed.** For order, see our judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 265 of 2018

Deo Kumar Singh Applicant
By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Col. Ashok Kumar (Retd.) and Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. List on **16.02.2022** for physical hearing. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of Bench. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** ukt/-

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

O.A. No. 332 of 2020

Sub. Rakesh Kumar Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Gyan Singh Chauhan and Shri Ajeet Pratap Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on **11.01.2022** for final hearing. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of Bench. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** ukt/-

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

O.A. No. 480 of 2020

Dharmendra Kumar Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. As prayed by learned counsel for the applicant and as a last chance, two weeks further time is granted to file rejoinder affidavit. List on **27.01.2022** for final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** Ukt/-

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

O.A. No. 583 of 2020

Ex. Sep. Karan Pal 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Col. B.P. Singh (Retd.), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. As prayed by learned counsel for the applicant, list on **24.03.2022** for final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 321 of 2021

Ex. JWO Ram Tirth Verma Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents are present. Learned counsel for the respondents prays for and is granted two days time to file counter affidavit List on **07.01.2022** for final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 204 of 2021

Ex. Cfn. Gopal Chandra 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. It is submitted by learned counsel for the respondents that counter affidavit is almost ready and will be filed within a week. List on **04.02.2022** for final hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 543 of 2021

Ex. Hony. Nb. Sub. Sachchida Nand 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondent Nos. 1 to 4 and Shri Yogesh Chandra Bhatt, Ld. Counsel for the respondent No. 5 and 6 are present. Learned counsel for the respondents No 5 and 6 submits to grant four weeks further time to file counter affidavit which is allowed. List on **07.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 549 of 2021

Ex. CHEA (P) Vishal Chaturvedi 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. It is submitted by learned counsel for the respondents that four weeks further time be granted to file counter affidavit which is allowed. List on **08.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 565 of 2021

Ram Sakal 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
	03.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Counter affidavit filed by the respondents is taken on record. As prayed by learned counsel for the applicant, list on **04.01.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-