

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

**O.A. No. 867 of 2021 with M.A. No. 1033 of 2021**

**Smt. Saraswati Devi W/o Hony. Nb. Sub. Ram 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><b><u>05.01.2022</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Rajiv Pandey, Ld. Counsel appearing on behalf of respondent Nos. 1 to 4 and files Memo of Appearance which is taken on record.</p> <p>Heard Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondent Nos. 1 to 4.</p> <p>The applicant, who is widow of Honorary Nb. Sub. Ram Kumar Singh, has filed this Original Application for the grant of actual arrears of revised pension to her.</p> <p>As per office note, there is no delay in filing Original Application, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>Points raised in Original Application need consideration, therefore, Original Application is admitted for hearing.</p> <p>Ld. Counsel for the respondent Nos. 1 to 4 seeks and is allowed four weeks time to file Counter Affidavit.</p> <p>Issue notice to respondent Nos. 5 and 6 returnable within four weeks for which steps be taken within a week.</p> <p>List the matter before Registrar on <b>01.03.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>30.03.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>              Member (A)      Member (J)</p> <p>AKD/-</p>



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

**O.A. No. 869 of 2021 with M.A. No. 1035 of 2021**

**Ex. Hav. (MACP Nb. Sub.) Paramatma Mishra**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of Appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Mohd. Zafar Khan, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>The matter pertains to grant of disability pension.</p> <p>As per office note, there is no delay in filing Original Application, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>Matter needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on <b>01.03.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>30.03.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>AKD/-</p>



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**{See rule 11(1)}**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (E. Court)**

**O.A. No. 871 of 2021 with M.A. No. 1036 of 2021**

<b>Ex. Nb. Sub. Arvind Bhushan</b>		Applicant
By Legal Practitioner for the Applicant		
	<b>Versus</b>	
<b>Union of India &amp; Others</b>		Respondents
By Legal Practitioner for Respondents		

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.01.2022</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of Appearance filed by Shri Arvind Kumar Pandey, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Dharam Raj Singh and Dr. Ashish Asthana, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents.</p> <p>As per office note, there is no delay in filing Original Application, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>It is a fit case for adjudication. Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on <b>01.03.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>30.03.2022</b>.</p> <p style="text-align: center;"> <b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>  <b>Member (A)</b>    <b>Member (J)</b> </p> <p>AKD/-</p>

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

**O.A. No. 872 of 2021**

<b>Ex. Sep. Kamal Kishore</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of Appearance filed by Shri Alok Kumar Mishra, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents.</p> <p>As per office note, there is no delay in filing Original Application, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>It is a fit case for adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on <b>01.03.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>30.03.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (E. Court)**

**O.A. No. 873 of 2021 with M.A. No. 1037 of 2021**

**Ex. Sgt. Ravi Datt Shukla**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Rama Kant, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Applicant has filed this Original Application for the grant of disability pension to him @50% with effect from 01.08.2002 in view of Armed Forces Tribunal, Principal Bench, New Delhi order dated 03.09.2019 in Original Application No. 1115 of 2017.</p> <p>Ld. Counsel for the applicant submits that when discharged from service applicant had disability @20% for a period of two years for which he had filed an Original Application in Armed Forces Tribunal, Principal Bench, New Delhi being Original Application No. 1115 of 2017 which was allowed vide Judgment dated 03.09.2019 and applicant was granted disability pension for a period of two years. He further submits that in view of Judgment dated 03.09.2019 of Armed Forces Tribunal, Principal Bench, New Delhi in Original Application No. 1115 of 2017 applicant is entitled to disability pension @50% for life and to this regard he had also made an application being Misc. Application 112 of 2021 in Armed Forces Tribunal, Principal Bench, New Delhi but the same has been dismissed as withdrawn vide order dated 30.09.2021. The Ld. Counsel further submits that, thereafter, applicant had made a request to the respondents to hold R.S.M.B. in his matter which was declined vide letter No. Air HQ/99798/3/667965/DAV (DP/RAMB) dated 02.07.2020. He submits that being aggrieved with the order of respondents the present Original Application has been filed.</p> <p>In reply, Ld. Counsel for the respondents submits that in view of order dated 03.09.2019 of Armed Forces Tribunal, Principal Bench, New Delhi in Original Application No.1115 of 2017 applicant is seeking execution of the said order by way of present Original Application which is not permissible in law. He</p>

further submits that if applicant is entitled to disability pension @50% for life in view of Armed Forces Tribunal, Principal Bench, New Delhi order in Original Application No. 1115 of 2017, as he claims, he should have sought modification of the order in Original Application No. 1115 of 2017 in Bench which passed the order, he cannot file a fresh Original Application for the said relief as the same is barred by the principle of resjudicata.

Upon hearing submissions of Ld. Counsel of both sides and having gone through the facts averred in Original Application and documentary evidence filed in support of plea, we find that applicant had been discharged from service in Low Medical Category with disability @20% for two years, however, the said disability being neither attributable to nor aggravated by military service the disability pension was declined. Aggrieved by the same the applicant had filed an Original Application being Original Application No. 1115 of 2017 in Armed Forces Tribunal, Principal Bench, New Delhi which was allowed and applicant was granted disability pension for a period of two years with effect from the date of discharge. Thereafter, when no R.S.M.B. was held in the matter, he made a request for holding R.S.M.B. in his case which has been declined by the respondents where after the present Original Application has been filed seeking disability pension @50% in terms of Armed Forces Tribunal, Principal Bench, New Delhi order dated 03.09.2017 in Original Application No. 1115 of 2017.

On perusal of relief claimed in Original Application it appears that applicant seeks execution of the order passed by the Armed Forces Tribunal, Principal Bench, New Delhi in Original Application No. 1115 of 2017 by way of this Original Application which is not permissible in law. If applicant fails he is entitled to disability pension for life in view of Armed Forces Tribunal, Principal Bench, New Delhi order dated 03.09.2019 in Original Application No. 1115 of 2017 he ought to have sought modification of the order passed in Original Application he had filed in the Armed Forces Tribunal, Principal Bench, New Delhi. He cannot file a fresh Original Application for the grant of disability pension in view of Armed Forces Tribunal, Principal Bench, New Delhi order, more so, when request for the same has been declined and the relief claimed is also barred by the principle of res-judicate and time also.

In view of the aforesaid, we find that Original Application is liable to be dismissed being not maintainable.

Accordingly, Original Application is **dismissed**.

(Vice Admiral Abhay Raghunath Karve)  
Member (A)

(Justice Umesh Chandra Srivastava)  
Member (J)

AKD/-





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**{See rule 11(1)}**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (E. Court)**

**O.A. No. 875 of 2021 with M.A. No. 1039 of 2021**

**Ex. Sub. Maj. (Hony. Capt.) Sanjay Kumar Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of Appearance filed by Shri Sunil Sharma, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p>As per office note, there is no delay in filing Original Application, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>Matter needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on <b>01.03.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>30.03.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>AKD/-</p>

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

O.A. No. 876 of 2021

**Ex. Rfn. Rinku 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><b><u>05.01.2022</u></b>  <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: justify;">Memo of Appearance filed by Shri Pushpendra Mishra, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: justify;">Heard Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents.</p> <p style="text-align: justify;">As per office note there is no delay in filing of Original Application.</p> <p style="text-align: justify;">The innocuous prayer of the applicant is that to direct the respondents to decide the applicant’s Statutory Complaint dated 20.02.2021, which is pending with the respondents.</p> <p style="text-align: justify;">With the consent of Ld. Counsel for the parties, we hereby dispose of the Original Application finally with the direction to the respondents to decide the applicant’s Statutory Complaint dated 20.02.2021, annexed at page Nos. 20 to 31 of Original Application, by a speaking and reasoned order in accordance with law, if not already decided, within a period of four months from the date of receipt of copy of this order and communicate the decision to the applicant accordingly.</p> <p style="text-align: justify;">Let copy of this order be provided to the learned Counsel for the parties.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>  <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>AKD/-</p>

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

**Ex. A. No. 112 of 2021 Inre : O.A. No. 436 of 2020**

**Ex. Sep. Hanumant Singh Sengar**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of Appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record.</p> <p>On the case being taken up for hearing Shri Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>It is a fresh Execution Application.</p> <p>Ld. Counsel for the respondents seeks and is allowed three weeks time to seek instruction in the matter.</p> <p>List on <b>28.02.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>AKD/-</p>

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

**M.A. No. 969 of 2021 Inre : O.A. No. 444 of 2019**

<p><b>Ex. MWO Hari Narayan Shukla</b>  By Legal Practitioner for the Applicant</p>	<p>Applicant</p>
<b>Versus</b>	
<p><b>Union of India &amp; Others</b>  By Legal Practitioner for Respondents</p>	<p>Respondents</p>

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p><b><u>M.A. No. 969 of 2021</u></b></p> <p>Memo of Appearance filed by Shri Ramesh Chandra Shukla, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents.</p> <p>For the reasons stated in affidavit filed in support of correction application, correction application is allowed to the effect that in the order dated 11.10.2021 the date of discharge of applicant be corrected as '30.06.2019' in place of '30.06.2016'.</p> <p>With regard to other corrections sought by the applicant i.e. rank Warrant Officer in place of Master Warrant Officer, Date of Promotion – 01.02.2013 and Basic Pay Rs.15,650/- mentioned in table of Para 3 of the Judgment we find that in Junior Warrant Officer promotion applicant was promoted on 01.11.2005 whereas Brijmohan Dixit was promoted on 01.04.2004, hence, applicant was junior in promotion and accordingly, his basic pay in the rank of Warrant Officer was fixed and Brijmohan Dixit was getting more pay being senior. Further, it is clarified that the applicant was promoted to the rank of Master Warrant Officer on 01.03.2018, hence, he became senior to his junior, Master Warrant Officer Brijmohan Dixit as he was promoted on 01.11.2018 and therefore, applicant's basic pay has been upgraded to Rs.60,400/- instead of Rs.58,600/- as on 01.03.2018 which is correct. Accordingly, corrections to these effects are <b>rejected</b>.</p> <p style="text-align: center;"> <b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>  Member (A)    Member (J) </p> <p>AKD/-</p>



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

M.A. No. 970 of 2021 with M.A. No. 971 of 2021 Inre : O.A. No. 20 of 2016

Ex. Sgt. Balkrishna M.  
In Person

Applicant

**Versus**

Union of India & Others  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record.</p> <p>On the case being taken up for hearing no one is present on behalf of the applicant.</p> <p>Heard Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>As per office note, there is no delay in filing Leave to Appeal, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>This is an application for leave to appeal under Section 30 read with Section 31 of the Armed Forces Tribunal Act, 2007. After perusing the orders impugned, we find that no much or less point of law of general public importance involved for grant leave to appeal.</p> <p>Accordingly, Leave to Appeal is <b>dismissed</b>.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
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**M.A. No. 972 of 2021 with M.A. No. 973 of 2021 Inre : O.A. No. 493 of 2019**

<b>Union of India &amp; Others</b> By Legal Practitioner for the Applicants	<b>Versus</b>	Applicants
<b>Ex. Sep. Pradip Kumar Singh</b> By Legal Practitioner for Respondent		Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align:center">Heard Ms. Amrita Chakraborty, Ld. Counsel for the applicants – Union of India &amp; Others and Shri Shailendra Kumar Singh, Ld. Counsel for the respondent – applicant.</p> <p style="text-align:center">As per office note, there is no delay in filing Leave to Appeal, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p style="text-align:center">This is an application for leave to appeal under Section 30 read with Section 31 of the Armed Forces Tribunal Act, 2007. After perusing the orders impugned, we find that no much or less point of law of general public importance involved for grant leave to appeal.</p> <p style="text-align:center">Accordingly, Leave to Appeal is <b>dismissed</b>.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>AKD/-</p>





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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (E. Court)**

**Ex. A. No. 37 of 2021 Inre : O.A. No. 212 of 2019**

<b>Ex. Sub. (Hony. Lt.) Shashi Shekhar Pandey</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Shri Ashish Kumar Singh, Ld. Counsel for the respondents submits that affidavit of compliance filed by the respondents be taken on record which is allowed.</p> <p>Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>Shri Rajiv Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj (Allahabad) is also present to assist the Court.</p> <p>Ld. Counsel for the applicant submits that order under execution has been complied with.</p> <p>In view of above, Execution Application deserves to be dismissed being infructuous.</p> <p>Accordingly, Execution Application is <b>dismissed</b> being infructuous.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>AKD/-</p>



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**Court No.1 (E. Court)**

**Ex. A. No. 64 of 2021 Inre : Ex. A. No. 9 of 2020 & Inre T.A. No. 25 of 2016**

**Ex. Nk (TS) Chhote Lal**

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><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing it is informed that Col. B.P. Singh (Retd.), Ld. Counsel for the applicant being not well is admitted in Hospital.</p> <p>Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present.</p> <p>Shri Rajiv Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj (Allahabad) is also present to assist the Court.</p> <p>This is a second Execution Application for issuing direction to respondents to pay disability pension to the applicant @75% from the date of discharge i.e. 31.08.2002 along with interest @9% per annum as per Judgment of <b>K.J.S. Bhuttar</b> and to pay disability cover from AGI (Army Group Insurance) onwards.</p> <p>On perusal of record it appears that first Execution Application filed by the applicant was dismissed being infructuous with note that order had been complied with. There being no direction in the order passed in Transferred Application to grant disability cover from AGI (Army Group Insurance), the request in this regard was declined.</p> <p>In view of the fact that order regarding grant of disability pension has already been complied with, as admitted by the Ld. Counsel for the applicant during course of hearing in first Execution Application and there being no direction to pay disability cover from AGI (Army Group Insurance) to the applicant, prayer made in the present Execution Application cannot be conceded.</p> <p>Accordingly, Execution Application is <b>dismissed</b>.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>AKD/-</p>



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

**E-Court No.1**

**O.A. No 471 of 2019**

**Ex Nk (TS) Pradeep Kumar Sharma**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.01.2022</u></b> <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-indent: 40px;">Heard Shri Praveen Kumar and Shri Sudhir Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p style="text-indent: 40px;">O.A. No. 471 of 2019, Ex Nk (TS) Pradeep Kumar Sharma, vs. Union of India and others is <b>dismissed</b>.</p> <p style="text-indent: 40px;">For order, see our judgment passed on separate sheets.</p> <p style="text-indent: 40px;">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>UKT/-</p>

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

**M.A. No 937 of 2019 Inre O.A. (Nil) of 2019**

<b>Sep Vijay Badavanmath</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Wg Cdr Ajit Kakkar (Retd), Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present.</p> <p>List on <b>08.03.2022</b> for hearing.</p> <p><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>UKT/-</p>







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

**O.A. No. 73 of 2018**

**Smt. Bobby Devi** Applicant  
By Legal Practitioner for the Applicant

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">List on <b>08.03.2022</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>UKT/-</p>

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

**O.A. No. 519 of 2021**

<b>Ex. Sub Siriya Ram</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant  Respondents
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		

Notes of the Registry	Orders of the Tribunal
UKT/-	<p><b><u>05.01.2022</u></b></p> <p><b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">During the course of hearing learned counsel for the respondents submitted to grant a week's further time to file supplementary counter affidavit which is allowed.</p> <p style="text-align: center;">List on <b>14.01.2022</b>.</p> <p style="display: flex; justify-content: space-between; margin-top: 20px;"> <span style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</span> <span style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</span> </p>

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

**O.A. No. 643 of 2021**

**Ex. Hav (Clk SD) Ajeet Singh Yadav**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri VP Pandey, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents assisted by Maj Tarun Pillai, Departmental Representative are present.</p> <p style="text-align: center;">As prayed, two weeks further time is granted to file counter affidavit.</p> <p style="text-align: center;">List on <b>10.02.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>UKT/-</p>

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

O.A. No. 644 of 2021

**Ex. Sgt Santosh Kumar Sharma**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>05.01.2022</b></u> <u><b>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</b></u> <u><b>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</b></u></p> <p>On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted two weeks further time to file counter affidavit.</p> <p>List on <b>10.02.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>UKT/-</p>

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

O.A. No. 810 of 2021

**Ex. Sep Ram Kishun**  
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><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri VK Pandey and Shri Girish Tiwari, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted two weeks further time to file counter affidavit.</p> <p>List on <b>10.02.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>UKT/-</p>



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

**O.A. No. 182 of 2016**

<b>Lt. Col. Manish Mishra</b>	Applicant
By Legal Practitioner for the Applicant	
<b>Versus</b>	
<b>Union of India &amp; Others</b>	Respondents
By Legal Practitioner for Respondents	

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>		
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align:center">On the case being taken up for hearing Col. YR Sharma (Retd) , Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p style="text-align:center">List on <b>28.02.2022</b> for hearing.</p> <table style="width:100%"><tr><td style="width:50%; text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b></td><td style="width:50%; text-align:center"><b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b></td></tr></table> <p>UKT/-</p>	<b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b>	<b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b>
<b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b>	<b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b>		





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

**O.A. No. 308 of 2017**

<b>Col. VK Tiwari</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Shashank Shekar Shukla and Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-align:center">List on <b>28.02.2022</b> for hearing.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>UKT/-</p>

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

O.A. No. 309 of 2017

**Col. Vikram Chauhan**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**  
By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.01.2022</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, Shri Indra Sen Singh and Shri Ravi Praksh Tripathi, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>List on <b>28.02.2022</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>UKT/-</p>



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

O.A. No. 315 of 2019

Col. Balraj Sharma SC  
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>05.01.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing applicant in person and Shri Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. List on <b>28.01.2022</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>UKT/-</p>





