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

O.A. No. 862 of 2021

Ex. L/Nk. Ram Deo Pal 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Ashish Agnihotri, Advocate on behalf of the respondents is taken on record. Heard Shri Ved Prakash Pandey, Ld. Counsel for the applicant and Shri Ashish Agnihotri, Ld. Counsel for the respondents. Matter needs adjudication. Admit. 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. List the matter before Registrar on **04.03.2022** for exchange of pleadings. List the matter before Tribunal 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)

O.A. No. 863 of 2021 with M.A. No. 1027 of 2021

Ex. Sub. Narendra 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents. This Original Application has been filed with delay of 04 years, 04 months and 13 days regarding which an application for condonation of delay has been filed. Ld. Counsel for the respondents submits that matter does not pertain to service pension. He further submits that cause of action in the present case accrued in the year 2016 when applicant was acquitted of the charge under Section 302 of IPC. He further submits to grant time to file objection against delay condonation application which is allowed. Let objection be filed within two weeks. List on **18.02.2022.** **(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. 864 of 2021 with M.A. No. 1028 of 2021

Ex. Hav. Tekawade Santosh Bapurao 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Manu Kumar Srivastava, Advocate on behalf of the respondents is taken on record. Heard Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents. The Original Application has been filed for grant of disability pension with delay of one month. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application. Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation of delay. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly. **O.A. No. 864 of 2021** It is a fit case for adjudication. Admit. 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. List the matter before Registrar on **04.03.2022** for exchange of pleadings. List the matter before Tribunal 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)

O.A. No. 14 of 2022 with M.A. No. 14 of 2022

Ex. Nk. Sheonayak 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Somesh Singh, Advocate on behalf of the respondents is taken on record. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Somesh Singh, Ld. Counsel for the respondents. The Original Application has been filed with delay of 03 months and 22 days. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application. Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation of delay. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly. **O.A. No. 14 of 2022** It is a fit case for adjudication. Admit. 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. List the matter before Registrar on **04.03.2022** for exchange of pleadings. List the matter before Tribunal 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)

M.A. No. 18 of 2022 Inre : O.A. No. 736 of 2020

Ex. Nk. Kamal 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** **M.A. No. 18 of 2022** Memo of Appearance filed by Shri Rajiv Pandey, Advocate on behalf of the respondents is taken on record. On the case being taken up for hearing no one appears on behalf of the applicant. Shri Rajiv Pandey, Ld. Counsel for the respondents is present. This application has been filed seeking following corrections in the order dated 04.10.2021 in Original Application No. 736 of 2020 being typographical error :- (1) Date of enrolment of applicant be changed to 28.08.1996 and; (2) The applicant's claim for grant of disability pension was rejected vide letter dated 11.09.2018 be deleted. So far as correction No. (1) is concerned, the same being a typographical error as applicant was enrolled in the Army on **"28.08.2018"** and not on 18.08.1996 as mentioned in the order, application deserves to be allowed in this regard. However, in regard to correction No. (2), there is no typographical error in the order rather in fact the applicant's claim for grant of disability pension was rejected vide letter dated 11.09.2018, which has been filed as Annexure R-IV with Counter Affidavit, therefore, correction sought in this regard is refused. In view of above, application stands disposed off. Let copy of this order be provided to the Ld. Counsel for the parties within two days. **(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. 44 of 2021 Inre : O.A. No. 493 of 2019

Ex. Sep. Pradip 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
	11.01.2022 **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 Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present. Ms. Amrita Chakraborty, Ld. Counsel for the respondents submits that four weeks further time be granted to make compliance of the order which is allowed. Respondents are directed to deposit the cost due against them by the next date fixed. List on **01.03.2022**. **(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. 55 of 2021 Inre : Ex. A. No. 184 of 2018, Ex. A. No. 21 of 2020 & Inre : O.A. No. 275 of 2014

Ex. (Tel)-I Darshan Kumar Sharma 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Objection against maintainability of Execution Application filed by the respondents is taken on record. Heard Shri Yashpal singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. Applicant has filed this Execution Application to issue appropriate direction to the respondents to give effect to the Judgment and Order dated 27.04.2018 in Original application No. 275 of 2014, Ex. (Tel)-I Darshan Kumar Sharma Versus Union of India & Others, in letter and spirit. This is the third application for the execution of the order. The second Execution Application was dismissed on 25.11.2020, being infructuous, based on statement of applicant's Ld. Counsel Shri Yashpal Singh, Advocate. Ld. Counsel for the applicant submits that during the pendency of second Execution Application a sum of Rs.12,61,419/- was directly credited in the applicant's account on 29.10.2020 without providing any calculation sheet and, believing the said payment bonafide and accurate and in terms of the order, submission was made by the Ld. Counsel for the applicant that order was complied with, with the result the Execution application was dismissed being infructuous. He further submits that after the Execution Application being dismissed, respondents started recovery from the applicant in the name of over payment and then applicant himself prepared calculation sheet and then it transpired against due of Rs.20,17,966/- only Rs.12,61,419/- had been paid, therefore, order dated 27.04.2018 in Original Application No. 275 of 2014, Ex. (Tel)-I Darshan Kumar Sharma Versus Union of India & Others, was still uncomplied with in totality. Ld. Counsel for the applicant further submits that the principle of res-judicata is not applicable in Execution Application as in execution proceedings no fresh issue is decided rather order passed in ensured to be complied with.

	He further submits that principle of res-judicata does not apply even in an application based on changed circumstances. Per contra, Ld. Counsel for the respondents submits that based on own statement of applicant's Ld. Counsel the second Execution Application preferred by the applicant was dismissed being infructuous on 25.11.2020. He further submits that present application has been filed against the recovery proceedings started against applicant by the respondents, which being a fresh cause of action a fresh Original Application can be filed to challenge the said proceedings, a fresh execution application cannot be filed to challenge the said proceedings. Upon hearing submissions of Ld. Counsel of both sides we find that this Tribunal vide its order dated 27.04.2018 in Original Application No.275 of 2014 has allowed the claim of disability pension, which includes service element also, and has directed respondents to pay service element of disability pension to the applicant with benefit of rounding off with effect from the date service element was last stopped in 2014. We also find that second Execution Application No. 21 of 2020 was dismissed on 25.11.2020 in full and final satisfaction on the statement made by the Ld. Counsel for the applicant that order stood complied with. It appears that after the dismissal of second Execution Application respondents have started making recovery from the pension of the applicant in the name of over payment made in regard to compliance of the order passed by this Tribunal. This shows that present Execution Application has not been filed in respect of fresh cause of action but to ensure the compliance of the order dated 27.04.2018. Therefore, present Execution Application cannot be said to be barred by the principle of res-judicata. The preliminary objection raised regarding maintainability of Execution Application, therefore, can not be accepted. Respondents are directed to file detailed reply to the Execution Application within three weeks. List on **04.03.2022**. **(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
Court No.1 (E. Court)

O.A. No. 724 of 2020

Ex. AC (UT) Brij Kishore 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
	11.01.2022 **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 Satendra Kumar Singh and Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present. On the request of Dr. Gyan Singh, Ld. Counsel for the respondents a week further time is granted to file Supplementary Counter Affidavit. List on **28.01.2022**. **(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. 218 of 2021

Ex. Hav. Arvinda 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
	11.01.2022 **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 Dr. Gyan Singh, Ld. Counsel for the respondents are present. On the request of Dr. Gyan Singh, Ld. Counsel for the respondents two weeks further time is granted to file Counter Affidavit. List on **09.02.2022**. **(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. 266 of 2021

Kashinath Tiwari S/o Ex. Maj Late Mahanth Prasad 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Rajiv Narayan Pandey, Ld. Counsel for the respondents. In Counter Affidavit respondents have stated that recovery which has been made from the pension was due to over payment made to the mother of the applicant due to incorrect revision of OROP. They have not filed any calculation sheet along with Counter Affidavit nor have stated that after revision of OROP what amount was payable to applicant's mother and what was actually paid resulting into recovery. Respondents are, therefore, directed to file Supplementary Counter Affidavit annexing therewith calculation sheet within two weeks from today. List on **02.03.2022**. **(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)

O.A. No. 311 of 2021

Smt. Chandrakanta W/o Hav. Krishan Pal 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
	11.01.2022 **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 Satendra Kumar Singh and Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present. As prayed, four weeks further time is granted to file Counter Affidavit. List on **08.03.2022**. **(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)

O.A. No. 551 of 2021

Ex. Hav. Arun Kumar Roy 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
	11.01.2022 **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 Suresh Chandra Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. On the request of Shri Yogesh Kesarwani, Ld. Counsel appearing on behalf of respondents, three weeks further time is granted to file Counter Affidavit. List on **09.03.2022**. **(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)

O.A. No. 572 of 2021

Ex. Sep. Kishor 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
	11.01.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Supplementary Affidavit filed by the applicant is taken on record. Heard Shri Kaushal Kishore Verma, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents. In supplementary affidavit applicant has stated that when Original Application was filed the First Appeal against the order of rejection of disability claim was pending decision before the First Appellate Committee, IHQ of MOD (Army). It is further stated that during the pendency of Original Application the First Appeal was rejected by the First Appellate Committee against which applicant has preferred the Second Appeal dated 02.12.2021 which is pending decision. 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 Second Appeal dated 02.12.2021, annexed at page 5 of Supplementary Affidavit, by a speaking and reasoned order in accordance with law, if not already decided, within a period of three months from the date of receipt of copy of this order and communicate the decision to the applicant accordingly. Let a copy of this order be provided to the learned Counsel for the parties. **(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. 584 of 2021

Ex. WO Udai Raj 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
	11.01.2022 **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 Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. As prayed by the Ld. Counsel for the respondents, three weeks further time is granted to file Counter Affidavit. List on **07.03.2022**. **(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)

O.A. No. 586 of 2021

Sub. (Lt.) Ashish Kumar Pandey Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	11.01.2022 **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. Ajit Kakkar (Retd.), Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present. As prayed by the Ld. Counsel for the respondents, four weeks further time is granted to file Counter Affidavit. List on **09.03.2022**. **(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)

O.A. No. 587 of 2021

Ex. Rfn. Jai Shankar 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
	11.01.2022 **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 Shri Rajesh Shukla, Ld. Counsel for the respondents are present. As prayed by the Ld. Counsel for the respondents, three weeks further time is granted to file Counter Affidavit. List on **14.03.2022**. **(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)

O.A. No. 604 of 2021

Ex. Hav. Ram Shankar 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
	11.01.2022 **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 Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. As prayed by the Ld. Counsel for the respondents, three weeks further time is granted to file Counter Affidavit. List on **14.03.2022**. **(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)

O.A. No. 611 of 2021

Ex. Sub. Sushil Kumar Dash 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
	11.01.2022 **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 Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present. Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj (Allahabad), who is present in Court, produced a letter No. V.Pra./VIII/OA-611/2021/LKO-2547 dated /01/2022 for perusal of the Bench. In the letter it is stated that based on a request of cancellation of e-PPO (185201800740, suffix – 0100) from Records AMC vide their letter No.501099/Pen/SPI dated 06.08.2018 the earlier PPO dated 27.04.2018 issued to the applicant was cancelled. Thereafter, on receiving a subsequent request that applicant has not been promoted to the next higher rank/retained in service and also that he is still getting pensionary benefits against the cancelled PPO, the matter was examined by the higher authorities and it was found that till 31.03.2021 a sum of Rs.31,50,458/- has been released to the applicant. It is further stated that in view of request made by the Records AMC a fresh PPO dated 09.07.2021 and a Corrigendum PPO dated 07.01.2022 have been issued to the applicant. In furtherance of PPO dated 09.07.2021 the applicant has been required to furnish non-employment certificate/re-employment certificate and undertaking for recovery of over payment, as usual, as the earlier documents submitted at the time of issuance of first PPO stood cancelled along with the said PPO and uploading of documents against new PPO in the CPDS portal is basic requirement for release of pension. It is further stated in the letter that amount Rs.22,42,350/- shown in PPO to be recovered is in fact not an amount to be recovered, rather this amount is to be adjusted against the arrears payable to the applicant. Shri Rajeev Tiwari submits that so far as requirement of life certificate, non-employment certificate/re-employment certificate and undertaking for recovery of over payment is concerned, they are required to be uploaded in the system. He further submits that old PPO number being mentioned in already submitted the system will not receive the same, if uploaded. In view of the aforesaid, applicant is directed to submit the required documents to the Records AMC at earliest so that they may be uploaded and direction regarding payment as per new PPO(s) may be issued. List on **07.03.2022**. **(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)

O.A. No. 650 of 2021

Ex L/Nk Lalan 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
	11.01.2022 **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 Shri Ashish Kumar Gupta, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents four weeks further time is granted to file counter affidavit. List on **01.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 651 of 2021

Ex Nk Radha Krishna Pal 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
	11.01.2022 **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 VP Pandey and Shri RK Singh, Ld. Counsel for the applicant and Shri Vishwesh Kumar, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents four weeks further time is granted to file counter affidavit. List on **03.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

T.A. No. 4 of 2021

Sub Maj (Hony Lt Santosh Kumar Pandey)(Retd) **Petitioner**
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	11.01.2022 **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 and Shri KC Ghildiyal, Ld. Counsel for the petitioner and Shri Kaushik Chatterjee, Ld. Counsel for the respondents are present. On the request of learned counsel for the respondents four weeks further time is granted to file counter affidavit. List on **04.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 164 of 2013 with M.A. No. 790 of 2021

Warrant Officer Shashi Kant 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
	11.01.2022 **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 applicant in person, and Shri KKS Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Learned counsel for the respondents submits that he has received parawise comments and two weeks time is required to file objection against amendment application, therefore, two weeks time be granted. Let objection be filed within two weeks as prayed. List on **07.02.2022.** **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 138 of 2016

VK Prajapati & Ors 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
	11.01.2022 **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 Rajeev Srivastava, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. As prayed, list on **23.03.2022** for physical hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 220 of 2016

Radhey Shyam 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
	11.01.2022 **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 Ashish Kumar Singh, Ld. Counsel for the respondents are present. During the course of hearing learned counsel for the applicant submitted that respondents have not yet complied with the letter No. JC-479571/79/CC/LC dated 27.12.2018, a copy of which has been annexed alongwith supplementary affidavit dated 15.02.2019. He further submitted that if the above mentioned letter is complied with, the grievance raised in O.A. would stood redressed. On 12.08.2021 when a query was made to learned counsel for the respondents as to why letter dated 27.12.2018 has not yet been complied with, it was stated from the side of the respondents that they have no idea about supplementary affidavit. A direction was then issued to supply copy of supplementary affidavit to learned counsel for the respondents within three weeks. A copy of supplementary affidavit has been supplied, however, learned counsel for the respondents is still not in position to say why respondents have not complied with their own orders, which has been communicated vide their letter dated 27.12.2018. In the circumstances, respondents are directed to comply with the letter dated 27.12.2018 and to file affidavit of compliance within three weeks from today. List on **07.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 245 of 2018

Dharmendra Singh Tomar 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
	11.01.2022 **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. Learned counsel for the respondents submits that alongwith rejoinder affidavit applicant has attached a copy of letter dated 26.07.2018 issued by the OIC Records wherein it is stated that applicant has been dismissed from service w.e.f. 26.07.2018. In the O.A., applicant has prayed a relief that he be allowed to be taken on strength of the Army with full pay and allowances. He submits that as per letter dated 26.07.2018, applicant has been dismissed from service and unless the order of dismissal is challenged the O.A. filed in respect of the relief to allow him to join the will not be maintainable. In reply, learned counsel for the applicant submits that when present O.A. was filed on 27.04.2018, the applicant was not dismissed from service. He further submits that even in counter affidavit filed by the respondents they have no where stated that applicant has been dismissed from service. The applicant came to know about his dismissal from service by letter dated 26.07.2018. Thus, he submits that since applicant has been dismissed from service during pendency of O.A., applicant may be permitted to amend the prayer clause by way of amendment. He seeks two weeks time to file amendment application. In the facts and circumstances of the case as above, applicant is permitted to amend the prayer clause in the O.A. within two weeks, as prayed. List on **09.02.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 558 of 2018

Nk (Amb Asst) Ram Prasad Ahirwar 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
	11.01.2022 **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 Amit Jaiswal, Ld. Counsel for the respondent Nos. 1 to 4 are present. No one is present on behalf of the respondent Nos. 5 to 7 despite service of notice being held sufficient on them. The O.A. shall proceed ex parte against them. Pleadings have been exchanged between the applicant and respondent Nos. 1 to 4. The case is ripe for hearing. List on **15.03.2022** for hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 469 of 2019

Ex Rect Chandrabhan 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
	11.01.2022 **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 Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. Rejoinder affidavit has been filed by the applicant which is taken on record. List on **08.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 14 of 2020 with M.A. No. 379 of 2019

Suresh Chandra 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
	11.01.2022 **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 Vinay Pandey and Shri Anand Kumar Yadav, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents. Learned counsel for the applicant submits that present Original Application being filed based on a Circular meant for Civilians and not for armed forces personnel, applicant be permitted to withdraw the application with liberty to file afresh. Considering the request, applicant is permitted to withdraw the Original Application with liberty to file afresh. Accordingly, Original Application is **dismissed** being withdrawn. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 30 of 2020 with M.A. No. 30 of 2020

Ex. Nk Pawan Kumar Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	11.01.2022 **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 Amrendra Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present. As prayed, list on **21.03.2022** for hearing. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 205 of 2020 with M.A. No. 65 of 2020

Smt. Tara Basnet, W/o Late Ex Rfn Bikram Bahadur Basnet 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
	11.01.2022 **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 respondent Nos. 1 to 6 are present. In response to order dated 26.10.2021, notice was issued to respondent No. 7 on 10.11.2021. The said notice has not been received/served/delivered even after lapse of more than a month. Service of notice is therefore, deemed sufficient. No one is present on behalf of respondent No. 7 to contest the O.A. O.A. shall proceed ex parte against her. **M.A. No. 65 of 2020** There is delay of 17 years, 03 months & 24 days in filing Original Application. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application. Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation. Considering that in pensionary matters bar of limitation is not applicable and cause shown for the delay, if any, is sufficient, delay is liable to be condoned. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly. **O.A. No. 205 of 2020** Heard. Original Application is dismissed. For order, see our judgment passed on separate sheets. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed off. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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
	11.01.2022 **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. As prayed, list on **23.03.2022** for hearing. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 708 of 2020

Ex. Hav Upendra Singh Chauhan 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
	11.01.2022 **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 neither learned counsel for the applicant is present nor rejoinder affidavit has been filed. Ms. Appoli Srivastava, Ld. Counsel for the respondents is present. List on **24.03.2022** for physical hearing. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 156 of 2021

Hav Deo Narayan 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
	11.01.2022 **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. AK Srivastava (Retd) and Ms. Hemlata, Ld. Counsel for the applicant and Shri Jai Narayan Mishra, Ld. Counsel for the respondents are present. The respondents have not yet filed counter affidavit. They are directed to file counter affidavit within four weeks. On perusal of O.A., it appears that wife of the applicant has not been impleaded party in the petition. The applicant is therefore, directed to implead her party for which steps to be taken within a week. List on **08.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No.362 of 2021

Ex Sep Raju J Akkatangerhal 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
	11.01.2022 **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 Om Prakash, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present. Learned counsel for the applicant submits that he has filed rejoinder affidavit in the Registry yesterday which is to be taken on record. Rejoinder affidavit filed by the applicant is taken on record. The hard copy of rejoinder affidavit has not been received by the respondents. Let hard copy of rejoinder affidavit be provided to learned counsel for the respondents within a week. List on **24.03.2022** for hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 363 of 2021

Maj. Rajani Kant Rai 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
	11.01.2022 **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 Anurag Mishra, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present. Learned counsel for the respondents submits that four weeks further time be granted to her to file counter affidavit which is allowed. Notice to private respondent No. 5, Mrs Shipra Rai has not yet been issued. Let notice be issued to her returnable within four weeks. Steps be taken within a week. List on **08.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

O.A. No. 446 of 2021

Ex lance Dfr Vir 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
	11.01.2022 **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 KK Misra, Ld. Counsel for the applicant and Shri Somesh Singh, Ld. Counsel for the respondents are present. Learned counsel for the respondents submits that four weeks further time be granted to file counter affidavit which is allowed. List on **02.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB

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

T.A. No. 7 of 2021

Ex. Sep Shashi Kumar Dwivedi **Petitioner**
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	11.01.2022 **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 Rang Nath Pandey and Shri Rahul Pandey, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents are present. As prayed, list on **27.01.2022** for hearing. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** SB