

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

**O.A. No. 255 of 2022 with M.A. No. 319 of 2022**

<b>Ex. Sub. Jai Prakash</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>11.05.2022</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;">Heard Shri Ashok Kumar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p style="text-align: justify;">This application has been filed by the applicant for correct fixation of his basic pay. His submission is that applicant's basic pay has not been correctly fixed by the respondents.</p> <p style="text-align: justify;">There is a delay of 13 years, 09 months and 13 days in filing of Original Application regarding which an application for condonation of delay has also been filed against which no written objection has been filed by the respondents despite giving opportunity.</p> <p style="text-align: justify;">In the affidavit filed in support of delay condonation application applicant has stated that delay in filing of Original Application is not intentional. He has also stated that the delay caused in filing Original Application is not deliberate.</p> <p style="text-align: justify;">The Ld. Counsel for the respondents has vehemently opposed the delay condonation application saying that delay has not been properly and satisfactory explained.</p> <p style="text-align: justify;">Upon hearing submissions of Ld. Counsel of both side and considering that delay in filing of Original Application is not deliberately, we condone the delay. The delay condonation application stands disposed off.</p> <p><b><u>O.A. No. 255 of 2022</u></b></p> <p style="text-align: justify;">The case 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 <b>12.07.2022</b> for exchange of pleadings. List the matter before Tribunal on <b>17.08.2022</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 style="font-size: small;">AKD/SB/-</p>

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

**Ex. A. No. 80 of 2018 Inre : R.A. No. 17 of 2011 Inre: T.A. No. 288 of 2010**

**Smt. Darko Devi W/o Late Ex. Hav. Chhote Lal**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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>Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents prays for three weeks further time to file affidavit of compliance. Government Sanction has been accorded on 09.03.2022.</p> <p>Shri Rajeev Tiwari, Accounts Officer, PCDA (Pensions), Prayagraj, is present in the Court, and during the course of hearing confirmed that request from Records Office, ASC (Animal Transport), Meerut, has not yet been received in the Office of PCDA (Pension), Prayagraj with regard to generation of PPO.</p> <p>Considering the facts and circumstances of the case especially the inordinate delay of several years in complying the order, respondents are allowed three weeks time on payment of Rs.20,000/- as cost to the applicant to file affidavit of compliance annexing therewith copy of PPO. It is clarified that if the order is not complied with in the time given, the officer responsible for implementation of the order {i.e. O I/c ASC Records (Animal Transport)} shall remain physically present in the Court on the date fixed to explain the reason why coercive measure be not taken against him for non-compliance of the order.</p> <p>Respondents are further directed to deposit the entire cost due against them by the next date fixed.</p> <p>List on <b>15.07.2022</b>.</p> <p>Let copy of this order be given to the Ld. Counsel for the respondents as well as AFT Legal Cell for compliance of the order.</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/SB/-</p>



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

**Ex. A. 55 of 2021 Inre : Ex. A No.184 of 2018**  
**Ex. A. No. 21 of 2020 & Inre : O.A. No. 275 of 2014**

**Ex(The)-I Darshan 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>11.05.2022</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 Yashpal Singh, Ld. Counsel for the applicant, Dr. Shailendra Sharma Atal , Ld. Counsel for the respondent Nos. 1 to 4, Shri Manoj Kumar Mahto, AAO, Defence Pension Disburisng Office (DPDO), Gorakhpur and Shri Rajeev Tiwari, Accounts Officer, PCDA (Pensions), Prayagraj are present.</p> <p>Dr. Shailendra Sharma Atal, Ld. Counsel for the respondent Nos. 1 to 4 submits that he has received the calculation sheet in regard to payment made to the applicant, however, affidavit of compliance could not be filed as the same has been sent for vetting.</p> <p>Let affidavit of compliance be filed within ten days.</p> <p>List on <b>23.05.2022</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/SB/-</p>

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

**Ex. A. No. 75 of 2021 Inre : O.A. No. 316 of 2020**

<b>Ex. Sep. Raj Narayan Singh</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>11.05.2022</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;">Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant, Dr. Chet Narayan Singh, Ld. Counsel for the respondents assisted by Shri Rajeev Tiwari, Accounts Officer, PCDA (Pensions), Prayagraj.</p> <p style="text-align: justify;">It is submitted by the Ld. Counsel for the respondents that in compliance of the order RSMB has been held and PPO is in the process of notification which may be done within a day or two. Thus, he sought time to file affidavit of compliance, which is allowed.</p> <p style="text-align: justify;">Let copy of PPO be filed along with affidavit of compliance within a week.</p> <p style="text-align: justify;">List on <b>23.05.2022</b>.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</td><td style="width: 50%; text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</td></tr></table> <p style="text-align: left; margin-top: 10px;">AKD/SB/-</p>	<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)
<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)		

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

**Ex. A. No. 25 of 2022 Inre : O.A. No. 47 of 2021**

**Ex. Sub. (Clk SD) Gaikwad Sayaji Dadaso**  
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>11.05.2022</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 Shri Ashok Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents submitted to grant two weeks time to file affidavit of compliance.</p> <p style="text-align: center;">The order which is to be complied is dated 03.09.2021.</p> <p style="text-align: center;">Four weeks further time is granted to file affidavit of compliance and it is hoped that no further delay in filing of affidavit of compliance shall be caused.</p> <p style="text-align: center;">List on <b>22.07.2022</b>.</p> <p style="text-align: center;">Let copy of this order be given to the Ld. Counsel for the respondents/ AFT Legal Cell for compliance.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

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

**Ex. A. No. 26 of 2022 Inre : O.A. No.308 of 2019**

**Hav. Didar 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>11.05.2022</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 Ashok Singh, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents are present.</p> <p>Ld. Counsel for the respondents submits that four weeks further time be granted to file affidavit of compliance as the case is pending with the Army Headquarters.</p> <p>Let affidavit of compliance be filed within four weeks, as prayed.</p> <p>List on <b>22.07.2022</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><small>AKD/SB/-</small></p>

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

**Ex. A. No. 89 of 2022 Inre : T.A. No. 1283 of 2010**

**Ex. Sep. Inderjeet Kumar**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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 Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Yogesh kesarwani, Ld. Counsel for the respondents assisted by Shri Rajeev Tiwari, Accounts Officer, PCDA (Pensions), Prayagraj.</p> <p style="text-align: center;">In regard to interest part a Corrigendum PPO has been issued by the respondents. Corrigendum PPO is dated 01.04.2022. Thus, this part of order stands complied with.</p> <p style="text-align: center;">As regards assessment of the character of the applicant it is submitted by the Ld. Counsel for the respondents that applicant was discharged from service in the year 2002 and Discharge Book was issued at that time wherein his character has been assessed as "Fair". Applicant was notionally re-instated into service and notional discharged also, therefore, his character would not be assessed. As such this is recorded in his Discharge Book as "Not Assessed". Thus, his submission is that this part of the order stands complied with.</p> <p style="text-align: center;">During the course of hearing Ld. Counsel for the applicant accepts the aforesaid submission of Ld. Counsel for the respondents.</p> <p style="text-align: center;">A submission was made by the Ld. Counsel for the respondents that he wants to bring the aforesaid facts on record by way of affidavit of compliance, which is allowed.</p> <p style="text-align: center;">Let affidavit of compliance be filed within two weeks.</p> <p style="text-align: center;">List on <b>27.05.2022</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/SB/-</p>



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

**O.A. No. 305 of 2019**

**Rajesh Teotia S/o Ex. Sep (Reservist) Vijay Pal 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>11.05.2022</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 Shri K.K. Misra, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Counter Affidavit has been filed by the respondents, which is taken on record.</p> <p style="text-align: center;">Copy of Counter Affidavit has not been furnished to the applicant's Ld. Counsel.</p> <p style="text-align: center;">Let it be furnished by today itself.</p> <p style="text-align: center;">Rejoinder Affidavit, if any, may be filed within two weeks.</p> <p style="text-align: center;">List on <b>14.07.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (E-Court)**

**O.A. No. 120 of 2020**

**Smt. Anita Singh W/o Late Ex. Nk. Indrajeet Singh & Others**      Applicants  
By Legal Practitioner for the Applicants

**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>11.05.2022</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 Shri Yashpal Singh, Ld. Counsel for the applicants and Shri D.K. Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Ld. Counsel for the respondents seeks and allowed two weeks time to file Supplementary Counter Affidavit to the Supplementary Affidavit filed by the applicant.</p> <p style="text-align: center;">List on <b>18.07.2022</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/SB/-</p>

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

**O.A. No. 121 of 2020**

**Ex. Rect. Sukhwant Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>11.05.2022</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for and is granted two weeks time to file Rejoinder Affidavit, as a last chance.</p> <p style="text-align: center;">List on <b>15.07.2022</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><small>AKD/SB/-</small></p>

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

**O.A. No. 534 of 2021**

**Hav. Dharmendra Kumar 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>11.05.2022</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 Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">With the consent of Ld. Counsel for the parties, we hereby <b>dispose off</b> the Original Application finally with the direction to the respondents to consider the prayer made by the applicant for premature retirement from service within a period of four months from today and communicate the decision to the applicant accordingly.</p> <p style="text-align: center;">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> Member (A)                      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

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

**O.A. No. 635 of 2021**

**Ex. HFO Shiv Kumar Gupta** 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>11.05.2022</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 Sudhir Kumar Singh and Shri Abhishek Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents, two weeks further time is granted to file Counter Affidavit as a last chance.</p> <p>List on <b>19.07.2022</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/SB/-</p>

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

**O.A. No. 676 of 2021 with M.A. No. 46 of 2022**

<b>Ex. Gnr. Man Singh</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>11.05.2022</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 Veer Raghav Chaubey, Ld. Counsel for the applicant and Ms. Prerna Singh, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents, two weeks further time is granted to file Counter Affidavit as a last chance.</p> <p>List on <b>19.07.2022</b>.</p> <p style="display: flex; justify-content: space-around; margin-top: 20px;"> <span>(Vice Admiral Abhay Raghunath Karve) Member (A)</span> <span>(Justice Umesh Chandra Srivastava) Member (J)</span> </p> <p style="font-size: small; margin-top: 10px;">AKD/SB/-</p>



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

**O.A. No. 800 of 2021**

**Ex. Sgt. Vikram Prasad**  
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>11.05.2022</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 Ex. Sgt. Vikram Prasad, the applicant in person and Shri D.K. Pandey, Ld. Counsel for the respondents are present.</p> <p>AS prayed by the Ld. Counsel for the respondents, three days time is granted to file Counter Affidavit.</p> <p>List on <b>21.07.2022</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/SB/-</p>



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

O.A. No. 825 of 2021

**Ex. Hav. Brijesh Kumar Srivastava**  
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>11.05.2022</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 Salik Ram Yadava, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the respondents are present.</p> <p>Shri Rajeev Narayan Pandey, Ld. Counsel appearing on behalf of respondents submits that Counter Affidavit on behalf of respondent Nos. 1 and 2 has already been filed.</p> <p>The Counter Affidavit filed on behalf of respondent Nos. 1 and 2 is taken on record.</p> <p>No notice has been issued to respondent No. 3, who has been made a party in the Original Application.</p> <p>Let notice be issued to respondent No. 3 returnable within four weeks. Steps for notice be taken within a week. List on <b>03.08.2022</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/SB/-</p>

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

**O.A. No. 840 of 2021**

**Ex. Gnr. Ram Kishore Mishra**  
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>11.05.2022</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 Gaurav Gupta and Shri Gaurav Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>Counter Affidavit in the case has already been filed by the respondents, which is taken on record.</p> <p>Copy of Counter Affidavit has not been provided to the Ld. Counsel for the respondents.</p> <p>Let it be provided to the Ld. Counsel for the applicant by today itself. Thereafter, applicant will have two weeks time to file Rejoinder Affidavit.</p> <p>List on <b>25.07.2022</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/SB/-</p>

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

**O.A. No. 878 of 2021**

**Ex. Deem (P) Ravi Kumar**  
 By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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 Wg. Cdr. Ajit Kakkar (Retd),            Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the            respondents are present.</p> <p style="text-align: center;">No Counter Affidavit has been filed by the respondents as yet.</p> <p style="text-align: center;">Let Counter Affidavit be filed within three weeks failing which            opportunity will be closed.</p> <p style="text-align: center;">List on <b>03.08.2022</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/SB/-</p>

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

**O.A. No. 3 of 2022**

<b>Ex. Sub. Ramesh Kumar</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<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>11.05.2022</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 Virat Anand Singh, Ld. Counsel for the applicant and Shri Jai Narayan Mishra, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">On the request of Ld. Counsel for the applicant a week's time is granted to file Rejoinder Affidavit.</p> <p style="text-align: center;">List on <b>04.08.2022</b> for physical 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>AKD/SB/-</p>

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

**O.A. No. 100 of 2022**

<p><b>Ex.L/Nk. Deepak Kumar</b> By Legal Practitioner for the Applicant</p>	<b>Versus</b>	<p>Applicant</p>
<p><b>Union of India &amp; Others</b> By Legal Practitioner for Respondents</p>		<p>Respondents</p>

Notes of the Registry	Orders of the Tribunal
<p><b>11.05.2022</b>  <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 style="text-align: center;">Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Original Application is <b>allowed</b>.</p> <p style="text-align: center;">For order, see our Judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;"> <b>(Vice Admiral Abhay Raghunath Karve)</b>  <b>Member (A)</b> </p> <p style="text-align: center;"> <b>(Justice Umesh Chandra Srivastava)</b>  <b>Member (J)</b> </p> <p><small>AKD/SB/-</small></p>	

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

**O.A. No. 101 of 2022**

**Ex. Rect. Sachin Kumar**  
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>11.05.2022</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 Sudhir Kumar Singh and Shri Abhishek Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents, ten days further time is granted to file Counter Affidavit.</p> <p>List on <b>28.07.2022</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/SB/-</p>

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

O.A. No. 107 of 2022

**Ex. Sub (Hony. Lt.) Arvind Kumar Dubey**  
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>11.05.2022</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 Mohd. Zafar Khan, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents, a week further time is granted to file Counter Affidavit.</p> <p>List on <b>24.05.2022</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/SB/-</p>

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

**O.A. No. 312 of 2016**

**Suraj Singh Negi**  
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>11.05.2022</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 K.K.S. Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>It is submitted by Dr. Shailendra Sharma Atal, Ld. Counsel appearing on behalf of respondents that he is unable to argue the case today due to non-availability of paper-book with him. He prays to fix the case on 18.05.2022.</p> <p>In view of the above, list on <b>18.05.2022</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/SB/-</p>



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

**O.A. No. 388 of 2017**

**Gagan 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>11.05.2022</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">As prayed by the Ld. Counsel for the applicant, list on <b>20.05.2022</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/SB/-</p>

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

**O.A. No. 590 of 2017 with M.A. No. 1868 of 2018**

**Sqn. Ldr. DH Prasad (Retd) & Others**  
By Legal Practitioner for the Applicants

Applicants

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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 V.K. Pandey, Ld. Counsel for the applicants and Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Matter needs physical hearing.</p> <p style="text-align: center;">List on <b>27.07.2022</b> for physical hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)                      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

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

**O.A. No. 599 of 2017**

**Maj. Rajendra Singh & 23 Others**  
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>11.05.2022</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 V.K. pandey, Ld. Counsel for the applicant, Ms. Appoli Srivastava, Ld. Counsel for the respondents and Shri Rajeev Tiwari, Accounts Officer, PCDA (Pensions), Prayagraj are present.</p> <p style="text-align: center;">Matter needs physical hearing.</p> <p style="text-align: center;">List on <b>27.07.2022</b> for physical hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

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

**O.A. No. 137 of 2019**

<b>Mukesh Kumar</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>11.05.2022</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Shri Yashpal Singh, Ld. Counsel appearing on behalf of the applicant submits that he is filing Rejoinder Affidavit in the registry during the course of the day.</p> <p style="text-align: center;">List on <b>29.07.2022</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 style="text-align: left;">AKD/SB/-</p>

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

**O.A. No. 298 of 2019 along with M.A. No. 2041 of 2016**  
**Inre : O.A. (A) No. (Nil) of 2016 (Decided)**

**Ex. Nk. Ram Kar 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>11.05.2022</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 Vinay Sharma, Advocate holding brief of Col. Y.R. Sharma (Retd.), Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Matter needs physical hearing.</p> <p style="text-align: center;">List on <b>05.08.2022</b> for physical 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>AKD/SB/-</p>

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

**O.A. No. 249 of 2020**

**Prem Narain 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>11.05.2022</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 V.P. Pandey, Ld. Counsel for the applicant, Shri Anurag Mishra, Ld. Counsel for the respondent Nos. 1 to 4 and Shri D.C. Lohumi, Ld. Counsel for the respondent Nos. 5 and 6 are present.</p> <p>Matter needs physical hearing.</p> <p>List on <b>19.05.2022</b> for physical 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>AKD/SB/-</p>

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

**O.A. No. 660 of 2020**

**Ex. Rect. Heera 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>11.05.2022</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 Virendra Kumar Gupta, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</p> <p>Rejoinder Affidavit has been filed by the applicant, which is taken on record.</p> <p>Matter needs physical hearing.</p> <p>List on <b>03.08.2022</b> for physical 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>AKD/SB/-</p>

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

**O.A. No. 203 of 2021 with M.A. No. 923 of 2021**

**Hav. (Amb. Asst.) Rambalee**  
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>11.05.2022</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 Shri K.P. Datta, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Reply to Rejoinder Affidavit filed by the Ld. respondents Counsel is taken on record.</p> <p><b><u>M.A. No. 923 of 2021</u></b></p> <p style="text-align: center;">This application has been filed by the applicant seeking amendments in prayer clause of the Original Application.</p> <p style="text-align: center;">In the application it is stated that applicant had filed Original Application against illegal rejection order dated 18.01.2019 of the respondents for promotion to the rank of Naib Subedar. It is further stated that during the pendency of said Original Application the applicant has been illegally discharged on 30.04.2020 and also that if the applicant is promoted to the rank of Naib Subedar then he should be allowed pension being promoted to the rank of Subedar and Subedar Major also.</p> <p style="text-align: center;">In view of the above, the applicant has prayed that in place of existing prayer clause following reliefs be allowed to be re-constituted :-</p> <p style="text-align: center;"><i>“A. To issue/pass an order or directions to set-aside/quash AMC Records rejection letter No. 356006/Prom/Amb Asst/2019 dated 18 January 2019.</i></p> <p style="text-align: center;"><i>B. To issue/pass an order or directions to re-instate the applicant in Army Service wef 30 April 2020 and grant him seniority and promotion to the rank of regular Naib Subedar (Amb Asst) wef 01 January 2019, subsequently Subedar and Subedar Major as per the seniority with all consequential benefits and Pay &amp; Allowances along with arrears and interest @18% p.a. from the date of promotion wef 01 January 2019.</i></p>



*C. To issue/pass any other order or directions as this Hon'ble Tribunal may deem just, fit, and proper under the circumstances of the case in favour of the applicant."*

Ld. Counsel for the respondents has opposed the prayer on the premise that if amendment is allowed, the nature of the Original Application will entirely change.

Upon hearing submissions of Ld. Counsel of both sides and considering that initially the Original Application was filed against the rejection order dated 18.01.2019 of the respondents for promotion to the rank of Naib Subedar and applicant has been discharged from service during the pendency of Original Application, the proposed amendment may be allowed to avoid multiplicity of the cases.

In the result, amendment application is allowed.

Let amendments be incorporated within a week after filing of amended copy of the Original Application.

After amendments, respondents will have two weeks time to file Supplementary Counter Affidavit, if any.

List on **05.08.2022**.

**(Vice Admiral Abhay Raghunath Karve)**  
Member (A)

**(Justice Umesh Chandra Srivastava)**  
Member (J)

AKD/SB/-

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

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

O.A. No. 274 of 2021

**Hav. Vikash Prasad**  
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>11.05.2022</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>Matter needs physical hearing.</p> <p>List on <b>26.05.2022</b> for physical hearing.</p> <p><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>AKD/SB/-</p>

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

T.A. No. 37 of 2016

**K.N. Dwivedi**

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>11.05.2022</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 K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Ashish Kumar Singh and Shri D.C. Lohumi, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Matter needs physical hearing.</p> <p style="text-align: center;">List on <b>11.08.2022</b> for physical hearing.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="text-align: center; width: 50%;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</td><td style="text-align: center; width: 50%;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</td></tr></table> <p style="font-size: small; margin-top: 10px;">AKD/SB/-</p>	<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)
<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)		

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

**O.A. No. 366 of 2022**

**Ex. Sgt. Pradip Kumar 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>11.05.2022</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 Rajesh Kumar Singh Chauhan, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: justify;">Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Shri Rajesh Kumar Singh Chauhan, Ld. Counsel for the respondents.</p> <p style="text-align: justify;">This Original Application has been filed by the applicant for grant of notional increment.</p> <p style="text-align: justify;">Points raised in Original Application need consideration.</p> <p style="text-align: justify;">Admit.</p> <p style="text-align: justify;">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 style="text-align: justify;">List the matter before Registrar on <b>12.07.2022</b> for exchange of pleadings.</p> <p style="text-align: justify;">List the matter before Tribunal on <b>17.08.2022</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/SB/-</p>

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

**O.A. No. 367 of 2022**

**Ex. Sgt. Brijesh Kumar**  
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>11.05.2022</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 Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed by the applicant for grant of notional increment.</p> <p>Points raised in Original Application need consideration.</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>12.07.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>17.08.2022</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/SB/-</p>

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

O.A. No. 368 of 2022

**Ex. Sgt. Ashish Kumar Dwivedi**  
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>11.05.2022</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">Memo of Appearance filed by Dr. Gyan Singh, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align:center">Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align:center">This Original Application has been filed by the applicant for grant of notional increment.</p> <p style="text-align:center">Points raised in Original Application need consideration.</p> <p style="text-align:center">Admit.</p> <p style="text-align:center">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 style="text-align:center">List the matter before Registrar on <b>12.07.2022</b> for exchange of pleadings.</p> <p style="text-align:center">List the matter before Tribunal on <b>17.08.2022</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/SB/-</p>

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

**O.A. No. 369 of 2022**

**Ex. Sgt. Midhun M.S.** 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>11.05.2022</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 Ms. Amrita Chakraborty, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed by the applicant for grant of notional increment.</p> <p>Points raised in Original Application need consideration.</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>12.07.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>17.08.2022</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/SB/-</p>

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

O.A. No. 370 of 2022

Ex. Sgt. Kapil Kumar  
 By Legal Practitioner for the Applicant

Applicant

**Versus**

Union of India & Others  
 By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.05.2022</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;">Memo of Appearance filed by Dr. Shesh Narayan Pandey, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: center;">Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Dr. Shesh Narayan Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This Original Application has been filed by the applicant for grant of notional increment.</p> <p style="text-align: center;">Points raised in Original Application need consideration.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">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 style="text-align: center;">List the matter before Registrar on <b>12.07.2022</b> for exchange of pleadings.</p> <p style="text-align: center;">List the matter before Tribunal on <b>17.08.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>



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

**O.A. No. 371 of 2022**

**Ex. Sgt. Arun Kumar Gupta**  
 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>11.05.2022</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 Manu Kumar Srivastava, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: justify;">Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents.</p> <p style="text-align: justify;">This Original Application has been filed by the applicant for grant of notional increment.</p> <p style="text-align: justify;">Points raised in Original Application need consideration.</p> <p style="text-align: justify;">Admit.</p> <p style="text-align: justify;">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 style="text-align: justify;">List the matter before Registrar on <b>12.07.2022</b> for exchange of pleadings.</p> <p style="text-align: justify;">List the matter before Tribunal on <b>17.08.2022</b>.</p> <p style="text-align: center; margin-top: 20px;"> <b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>  <b>Member (A)</b>                                      <b>Member (J)</b> </p> <p style="font-size: small; margin-top: 10px;">AKD/SB/-</p>

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

**O.A. No. 372 of 2022**

**Ex. Sgt. Pawar Rupesh Gulab**  
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>11.05.2022</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 Dr. Chet Narayan Singh, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align:justify">Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p style="text-align:justify">This Original Application has been filed by the applicant for grant of notional increment.</p> <p style="text-align:justify">Points raised in Original Application need consideration.</p> <p style="text-align:justify">Admit.</p> <p style="text-align:justify">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 style="text-align:justify">List the matter before Registrar on <b>12.07.2022</b> for exchange of pleadings.</p> <p style="text-align:justify">List the matter before Tribunal on <b>17.08.2022</b>.</p> <p style="text-align:justify"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align:justify"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

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

**O.A. No. 373 of 2022**

**MWO Shambhu Sharan Singh (Retd.)**  
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>11.05.2022</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;">Memo of Appearance filed by Shri Alok Kumar Mishra, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: center;">Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This Original Application has been filed by the applicant for the grant of disability pension.</p> <p style="text-align: center;">Matter needs adjudication.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">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 style="text-align: center;">List the matter before Registrar on <b>12.07.2022</b> for exchange of pleadings.</p> <p style="text-align: center;">List the matter before Tribunal on <b>17.08.2022</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/SB/-</p>

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

**O.A. No. 374 of 2022**

**Ex. Sgt. Ravi B. Baradur**  
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>11.05.2022</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 Ramesh Chandra Shukla, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed by the applicant for grant of notional increment.</p> <p>Points raised in Original Application need consideration.</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>12.07.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>17.08.2022</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/SB/-</p>

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

O.A. No. 375 of 2022

**Ex. Sgt. Vikas Kumar**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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 Devesh Mishra, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Kapil Sharma, Ld. Counsel for the applicant and Shri Devesh Mishra, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed by the applicant for grant of notional increment.</p> <p>Points raised in Original Application need consideration.</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>12.07.2022</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>17.08.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve) Member (A)</b>      <b>(Justice Umesh Chandra Srivastava) Member (J)</b></p> <p>AKD/SB/-</p>

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

**M.A. No. 415 of 2022 Inre : O.A. No. 605 of 2021**

**Ex. Nk. Sadar Alam Khan**  
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>11.05.2022</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. 415 of 2022</u></b></p> <p>Memo of Appearance filed by Shri Bipin Kumar Singh, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents.</p> <p>Applicant has filed this application seeking correction in the Army Number of the in the applicant Original Application and in the Judgment and order dated 02.02.2022 in Original Application No. 605 of 2021.</p> <p>Correction needs to be allowed, hence, <b>allowed</b>.</p> <p>Let Army Number of the applicant be corrected as "<b>1075698-Y</b>" in place of "107698-Y" accordingly in the Original Application as well as in the Judgment dated 02.02.2022 and corrected copy of the Judgment be delivered to the AFT Legal Cell to ensure compliance of the order.</p> <p>Correction application stands <b>disposed off</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/SB/-</p>

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

**M.A. No. 418 of 2022 with M.A. No. 419 of 2022 Inre : O.A. No. 386 of 2019**

<b>Union of India &amp; Others</b> By Legal Practitioner for the Applicants	Applicants
<b>Versus</b>	
<b>Ex. Sigm. Raghu Bir Singh Negi</b> By Legal Practitioner for Respondent	Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>11.05.2022</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;">Heard Shri Bipin Kumar Singh, Ld. Counsel for the applicants – Union of India &amp; Others and Shri Sudhir Kumar Singh, Ld. Counsel for the respondent (applicant in Original Application).</p> <p style="text-align: justify;">The applicants – Union of India &amp; Others have filed this application seeking leave to appeal against decision of this Tribunal dated 07.07.2021 in Original Application No. 386 of 2019.</p> <p style="text-align: justify;">In view of order dated 10.01.2022 of the Hon'ble Apex Court in Miscellaneous Application No. 21/2022 in MA 665/2021 in Suo Motu Writ Petition (C) No.3/2020, there is no delay in filing of 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: justify;">Upon hearing submission of Ld. Counsel for the applicants – Union of India &amp; Others, we find that no point of law of general public importance is involved in the decision so that leave may be granted to the applicants to file Appeal.</p> <p style="text-align: justify;">In the result, Leave to Appeal is also <b>dismissed</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 style="text-align: left; font-size: small;">AKD/SB/-</p>

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

**M.A. No. 420 of 2022 with M.A. No. 421 of 2022 Inre : O.A. No. 294 of 2021**

**Union of India & Others** Applicants  
By Legal Practitioner for the Applicants

**Versus**

**Ex. Nk. Ram Suresh Yadav** Respondent  
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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 Shri Somesh Singh, Ld. Counsel for the applicants – Union of India &amp; Others.</p> <p style="text-align: center;">The applicants – Union of India &amp; Others have filed this application seeking leave to appeal against decision of this Tribunal dated 01.10.2021 in Original Application No. 294 of 2021.</p> <p style="text-align: center;">In view of order dated 10.01.2022 of the Hon’ble Apex Court in Miscellaneous Application No. 21/2022 in MA 665/2021 in Suo Motu Writ Petition (C) No.3/2020, there is no delay in filing of 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;">Upon hearing submission of Ld. Counsel for the applicants – Union of India &amp; Others, we find that no point of law of general public importance is involved in the decision so that leave may be granted to the applicants to file Appeal.</p> <p style="text-align: center;">In the result, Leave to Appeal is also <b>dismissed</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/SB/-</p>



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

**M.A. No. 422 of 2022 with M.A. No. 423 of 2022 Inre : O.A. No. 753 of 2020**

**Union of India & Others**  
By Legal Practitioner for the Applicants

Applicants

**Versus**

**Ex. Nb. Sub. Ramesh Chandra**  
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.05.2022</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>Heard Shri Somesh Singh, Ld. Counsel for the applicants – Union of India &amp; Others.</p> <p>The applicants – Union of India &amp; Others have filed this application seeking leave to appeal against decision of this Tribunal dated 25.08.2021 in Original Application No. 753 of 2020 by which applicants (respondents in Original Application) have been directed to grant notional increment for the period from 01.07.2009 to 30.06.2019, as respondent (applicant in Original Application) has notionally completed one full year of service, though his increment fell on 01.07.2010, for the purpose of pensionary benefit and not for any other purpose and to issue fresh Corrigendum PPO accordingly.</p> <p>In view of order dated 10.01.2022 of the Hon'ble Apex Court in Miscellaneous Application No. 21/2022 in MA 665/2021 in Suo Motu Writ Petition (C) No.3/2020, there is no delay in filing of Leave to Appeal, however, an application for condonation of delay has been moved which being not required is <b>dismissed</b>.</p> <p>Upon hearing submission of Ld. Counsel for the applicants – Union of India &amp; Others, we find that no point of law of general public importance is involved in the decision so that leave may be granted to the applicants to file Appeal.</p> <p>In the result, Leave to Appeal is also <b>dismissed</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 style="text-align: left;">AKD/SB/-</p>

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

**M.A. No. 424 of 2022 with M.A. No. 425 of 2022 Inre : O.A. NO. 238 of 2020**

**Ex. Nb. Ris. Ram Lakhn Mishra**  
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>11.05.2022</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;">Memo of Appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record.</p> <p style="text-align: center;">Heard Ms. Ritu Thomas, Advocate holding brief of Wg. Cdr. Ajit Kakkar (Retd.), Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">The applicant has filed this application under Section 31 of the Armed Forces Tribunal Act, 2007 seeking leave to appeal against decision of this Tribunal dated 02.12.2021 in Original Application No. 238 of 2020.</p> <p style="text-align: center;">In view of order dated 10.01.2022 of the Hon'ble Apex Court in Miscellaneous Application No. 21/2022 in MA 665/2021 in Suo Motu Writ Petition (C) No.3/2020, there is no delay in filing of 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;">Upon hearing submission of Ld. Counsel for the parties, we find that no point of law of general public importance is involved in the decision so that leave may be granted to the applicant to file Appeal against the decision of this Tribunal.</p> <p style="text-align: center;">In the result, Leave to Appeal is also <b>dismissed</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/SB/-</p>

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

**Ex. A. No. 50 of 2022 Inre : O.A. No. 386 of 2019**

<b>Ex. Sigm. Raghu Bir Singh Negi</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<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>11.05.2022</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 Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This application has been filed for the implementation of order dated 07.07.2021 in Original Application No. 386 of 2019.</p> <p style="text-align: center;">It is submitted by the Ld. Counsel for the applicant that order has not yet been fully complied with by the respondents.</p> <p style="text-align: center;">The order which is to be complied with is dated 07.07.2021.</p> <p style="text-align: center;">Ld. Counsel for the respondents seeks and is allowed four weeks time to seek instruction in the matter.</p> <p style="text-align: center;">List on <b>19.07.2022</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)                      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p style="text-align: left;">AKD/SB/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.1 (E-Court)

M.A. No. 444 of 2022 Inre : M.A. No. 429 of 2022 and Inre : O.A. No. 880 of 2021  
Lt. Col. Awadhesh 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>11.05.2022</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. 444 of 2022</u></b></p> <p>1. Heard Shri Puru Mudgal holding brief of Wing Commander Ajit Kakkar, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>2. Applicant has moved this application for early hearing in M.A. No. 429 of 2022 which he has moved in O.A. No. 880 of 2021. The Original Application is listed for hearing on 26.05.2022. In M.A. No. 429 of 2022 applicant has sought an interim relief to stay the proceedings of General Court Martial which is scheduled to reassemble on 17.05.2022 to hear the charges in respect of irregularities allegedly committed by the applicant.</p> <p>3. Learned counsel appearing for the applicant has submitted that in respect of the irregularities allegedly committed by the applicant a court of inquiry was convened and based on its report a General Court Martial was convened in which applicant had raised plea in bar of limitation which was allowed and General Court Martial was adjourned <i>sine die</i>. The finding of the General Court Martial was however not approved by the competent authority with the result General Court Martial is to reassemble. A communication has been received by the applicant yesterday stating that General Court Martial will reassemble on 17.05.2022 to hear the charges which are barred by time in view of the provision laid down in section 122 of the Indian Army Act.</p> <p>4. He has further submitted that in respect of the same charges a separate GCM has been convened against Co accused Lt. Col. P. Vasudeva which he has challenged before the Regional Bench, Chandigarh of the Armed Forces Tribunal on the same grounds and proceedings in the said GCM has been stayed by the Tribunal. A copy of the order passed by the Regional Bench, Chandigarh has been filed by the applicant along with M.A.</p> <p>5. Respondents' learned counsel has opposed early hearing in M.A. on the premise that he has no idea about reassembling of GCM on 17.05.2022. He submitted that Station Commander has no authority to convene reassembly of GCM nor the copy of communication allegedly received by the applicant has been filed. He further submitted that he has no idea about the charges being</p>

faced by the co accused Lt. Col. P. Vasudeva. He submitted that minimum two days time be granted to seek instructions in this regard.

6. Applicant to bring the communication on record on affidavit by 13.05.2022 which talks about reassembly of the GCM on 17.05.2022. In the mean time respondents may seek instructions regarding reassembly of the GCM and also if co accused Lt. Col. P. Vasudeva is facing trial in respect of the same charges as of the applicant.

7. List on 13.05.2022 for hearing on early hearing application.

8. Let copy of this order be given to the Ld. Counsel for the respondents/AFT Legal Cell forthwith.

**(Vice Admiral Abhay Raghunath Karve)**  
**Member (A)**

**(Justice Umesh Chandra Srivastava)**  
**Member (J)**

AKD/SB/-