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

Ex. A. No. 18 of 2018 Inre : T.A. No. 133 of 2010

Yogendra 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri D.K.S. Rathore, Ld. Counsel for the applicant and Major Tarun V. Pillai, Departmental Representative for the respondents. An affidavit of Capt. V.S. Rathore annexing therewith copy of letter dated 16.03.2022 of OIC Records has been filed today in Court which is taken on record. In affidavit it has been stated that in regard to implementation of the order the Sheet-Roll along with dossier and connected documents of the applicant was forwarded to PAO (OR), Rajaputana Rifles for carrying out of his FSA, however, PAO (OR), Rajaputana Rifles has returned the same for want of pension papers. Thereafter, the Office of OIC Records has forwarded blank set of pension papers to the applicant for completing them in all respects and submit the same through Zila Sainik Board. It has been further stated that on March 15, 2022, the Office of OIC Records had contacted the applicant telephonically and the applicant had intimated that pension documents were sent by Speed Post. It has been further stated that pension documents have not been received by the Office of OIC Records till date, with the result the case of the applicant is held up for want of pension documents. It has been further stated that LPC-cum-Data Sheet for service pension will be processed to PCDA (P), Allahabad through PAO (OR), Rajaputana Rifles for notification of PPO on receipt of pension documents from the applicant. Ld. Counsel for the respondents submits that from the above it is clear that delay in implementation of order is not due to any fault on the part of PAO (OR), Rajaputana Rifles, rather it is due to want of pension documents, therefore, physical presence of the former be dispensed with. This Execution Application has been filed for implementation of order dated 20.09.2017 in T.A. No. 133 of 2010. When order was not complied with for a considerable long time this Tribunal vide its order dated 24.11.2021

directed PAO (OR), Rajaputana Rifles to remain personally present in the Tribunal on 24.01.2022 to explain the reason for non-compliance of the order. Despite the same when neither order was complied with, nor PAO (OR), Rajaputana Rifles appeared before the Tribunal to explain the reason, this Tribunal vide its order dated 31.01.2022 directed registry of this Tribunal to issue notice to PAO (OR), Rajaputana Rifles to appear in person on 14.03.2022 to file personal affidavit stating reason for non compliance of the order and to show cause why coercive action be not taken against him. Despite this order, the PAO (OR), Rajaputana Rifles is not present today, rather an affidavit has been filed by a Captain rank officer stating the reasons why order has not been complied with which is not acceptable. We are also of the view that since officer responsible for implementation of the order i.e. PAO (OR), Rajputana Rifles has not complied with the order, despite more than four years having elapsed from the date of passing of the order, it would be appropriate to recover interest payable on arrears to the applicant from the pay of PAO (OR), Rajaputana Rifles.

We are informed that applicant has forwarded the pension documents to the Office of OIC Records through Zila Sainik Kalyan Evam Punarvas Adhikary, Auraiya District, Uttar Pradesh on 14.03.2022.

Respondents are directed to forwards the documents, on receipt, to the Principal Controller of Defence Accounts, Allahabad for generation of PPO at earliest preferably within a period of four weeks from the date of receipt. They are further directed to calculate the amount of interest on arrears payable to the applicant and to recover the same from the salary of the PAO (OR), Rajaputana Rifles under intimation to this Tribunal.

A copy of this order be sent to The Controller General of Defence Accounts, New Delhi for information and necessary action.

A copy of this order be also sent to the Chief of the Army Staff for information and issuing suitable direction to all concerned authorities to avoid unnecessary delay in implementation of the order.

A copy of this order be given to the AFT Legal Cell also to communicate the same to all concerned.

List on **05.05.2022.**

(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

Original Application No. 801 of 2021

Ex. Hav. (Hony. Nb. Sub.) Vinod 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** 1. Heard Shri V.P. Pandey, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents. 2. The instant Original Application has been filed on behalf of the applicant under Section 14 of the Armed Forces Tribunal Act, 2007, whereby the applicant has sought following reliefs:- (a) To issue./pass an order or direction to quash/set-aside the order dated 01 Sep 2017 contained in Annexure No. A-1 to the Original Application. (b) To issue/pass an order or direction of appropriate nature to the respondents to grant the benefits of "rounding off" of the disability pension from 20% for life to 50% for life with effect from 01.01.1996 as provided vide policy of Government of India, Ministry of Defence. (c) Any other relief as considered proper by this Hon'ble Tribunal be awarded in favour of the applicant. (d) Cost of the O.A. be awarded to the applicant. 3. Briefly stated facts of the case are that the applicant was enrolled in the Army Ordnance Corps of Indian Army on 17.11.1970 and was discharged from service on 30.11.1992 (AN) in low medical category under Rule 13 (3) item III (i) of the Army Rules, 1954. The Release Medical Board identified his disability "**LIPROSY TUBERCULOID (TT)**" and assessed it @40% for two years, aggravated by military service. Accordingly, P.P.O. was issued by the Principal Controller of Defence Account (Pension), Allahabad. Thereafter, the basis of recommendations of Re-Survey Medical Boards (RSMBs) the applicant has been granted disability pension utpo to 23.03.2005. Last Re-Survey Medical Board held on 23.06.2003 assessed applicant's disability @20% for life. Accordingly, applicant was granted disability element of disability pension @20% for life with effect from 31.05.2005. Presently the applicant is in receipt

of 20% disability pension for life and has moved this Original Application for grant of benefit of rounding off of disability pension from 20% to 50% for life.

4. Ld. Counsel for the applicant argued that since the applicant is already in receipt of 20% disability element for life, therefore, in view of the Hon'ble Apex Court judgment in the case of ***Union of India and Ors vs Ram Avtar & ors*** (Civil appeal No. 418 of 2012 decided on 10th December 2014), the applicant is also entitled to benefit of rounding off of disability element @ 50% for life.

5. On the other hand, though Ld. Counsel for the respondents conceded receipt of 20% disability pension by the applicant but contended that the applicant is not entitled to the benefit of rounding off of disability pension on the ground that the applicant's services were not cut short as he was not invalided out on account of his disability. In the instant case the applicant was discharged from service on completion of his terms of engagement, therefore, he is not eligible for the benefit of rounding off.

6. The law on the point of rounding off of disability pension is no more RES INTEGRA in view of the Hon'ble Supreme Court judgment in the case of ***Union of India and Ors vs Ram Avtar & ors*** (Civil appeal No 418 of 2012 decided on 10th December 2014) wherein the Hon'ble Apex Court has nodded in disapproval of the policy of the Government of India in granting the benefit of rounding off of disability pension only to the personnel who have been invalided out of service and denying the same to the personnel who have retired on attaining the age of superannuation or on completion of their tenure of engagement. The relevant portion of the decision is excerpted below:-

> *"4. By the present set of appeals, the appellant (s) raise the question, whether or not, an individual, who has retired on attaining the age of superannuation or on completion of his tenure of engagement, if found to be suffering from some disability which is attributable to or aggravated by the military service, is entitled to be granted the benefit of rounding off of disability pension. The appellant(s) herein would contend that, on the basis of Circular No 1(2)/97/D (Pen-C) issued by the Ministry of Defence, Government of India, dated 31.01.2001, the aforesaid benefit is made available only to an Armed Forces Personnel who is invalidated out of service, and not to any other category of Armed Forces Personnel mentioned hereinabove.*
>
> *5. We have heard Learned Counsel for the parties to the lis.*
>
> *6. We do not see any error in the impugned judgment (s) and order(s) and therefore, all the appeals which pertain to the concept of rounding off of the disability pension are dismissed, with no order as to costs.*
>
> *7. The dismissal of these matters will be taken note of by the High Courts as well as by the Tribunals in granting appropriate relief to the pensioners before them, if any, who are getting or are entitled to the disability pension.*
>
> *8. This Court grants six weeks' time from today to the appellant(s) to comply with the orders and directions passed by us."*

7. In the instant case, there is no dispute that applicant is in receipt of 20% disability element for life as this fact has been accepted by the respondents. In view of the settled law on this matter, we are of the considered opinion that the applicant is entitled to the benefit of rounding off to 50% for life with effect from

	01.01.1996, however, arrears shall be restricted to three years only from the date original application is filed. 8. In view of the above, the Original Application No. 801 of 2021 is allowed. The applicant is held entitled to the benefit of rounding off of disability element from 20% for life to 50% for life with effect from three years prior to the date of filing of Original Application. The date of filing of Original Application is 03.12.2021. The respondents are directed to give effect to this order within a period of four months from the date applicant submits mandatory documents along with certified copy of this order. Defaults will invite interest @ 8% per annum from the due date till actual payment. 9. No order as to costs. **(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

O.A. No. 186 of 2022

Hav./Clk. Deepak Sahu 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
	21.03.2022 **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 Ms. Appoli Srivastava, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents. This Original Application has been filed against Signal No. A-8015/MP(PMR) dated 31.01.2021 of the respondents by which applicant's request for pre-mature retirement from service has been disallowed. Points raised in Original Application need adjudication, therefore, Original Application is **admitted** for hearing. 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 **02.05.2022** for exchange of pleadings. List the matter before Tribunal on **27.05.2022.** **(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

O.A. No. 187 of 2022

Hav./Clk. Shyam Sunder 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Ms. Anju Singh, Advocate on behalf of the respondents is taken on record. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents. This Original Application has been filed against letter dated 29.11.2021 of the respondents by which applicant's request for pre-mature discharge has been disallowed. Points raised in Original Application need adjudication, therefore, Original Application is **admitted** for hearing. 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 **02.05.2022** for exchange of pleadings. List the matter before Tribunal on **27.05.2022.** **(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

O.A. No. 188 of 2022 with M.A. No. 244 of 2022

Ex. Sgt. Dharam Nath 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Kaushik Chatterjee, Advocate on behalf of the respondents is taken on record. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents. The Original Application has been filed with delay of 10 years, 10 months and 17 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. 188 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 **02.05.2022** for exchange of pleadings. List the matter before Tribunal on **27.05.2022.** **(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

Ex. A. No. 92 of 2022 Inre : O.A. No. 417 of 2020

Ex. Sub. Maj. Sheo Govind Verma Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Dr. Gyan Singh, Advocate on behalf of the respondents is taken on record. On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present. This is an application for implementation of order dated 25.08.2021 in Original Application No. 417 of 2020. The Ld. Counsel for the respondents submits that in compliance to order Government Sanction has been accorded. Let affidavit of compliance annexing therewith copy of PPO be filed within four weeks from today. List on **22.04.2022**. **(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

Ex. A. No. 93 of 2022 Inre : O.A. No. 207 of 2021

Ex. Hav. Raut Dharmpal Nikanthrao 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
	21.03.2022 **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. On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Shri Somesh Singh, Ld. Counsel for the respondents are present. This is an application for implementation of order dated 07.10.2021 in Original Application No. 207 of 2021. Ld. Counsel for the respondents submits that in compliance to order Government Sanction has been accorded on 08.02.2022. Respondents to file affidavit of compliance annexing therewith copy of PPO within four weeks from today. List on **25.04.2022**. **(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

Ex. A. No. 94 of 2022 Inre : O.A. No. 125 of 2020

Ex. Sep. Amit Kumar through his wife Smt. Pinki Devi Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record. On the case being taken up for hearing Shri Bachchan Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submits that order has been complied with. He further submits to grant three weeks time to file affidavit of compliance. List on **26.04.2022**. **(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

Ex. A. No. 95 of 2022 Inre : O.A. No. 202 of 2018

Smt. Laxmi Devi (M/o Late AC Ranjeet 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
	21.03.2022 **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 Kumar Singh, Advocate on behalf of the respondent Nos. 1 to 4 is taken on record. Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondent Nos. 1 to 4. It is submitted by the Ld. Counsel for the respondent Nos. 1 to 4 that in compliance of order passed by this Tribunal the PPO has been generated on 03.12.2021. Per contra, the Ld. Counsel for the applicant submits that there is no complete compliance of the order as the PPO issued is not in terms of the order. There is no mention of interest in the PPO despite there being a specific direction in the order. Further, despite PPO being issued in December, 2021 nothing has been credited in applicant's account till date. Ld. Counsel for the respondents to seek instruction why PPO does not mention of interest and ensure issuing of Corrigendum PPO mentioning interest therein within four weeks from today. As regards to non-compliance of the order, issue notice to respondent Nos.5 and 6 (Pension Disbursing Authority) returnable within four weeks. Steps for notice be taken within a week. List on **06.05.2022**. **(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

Ex. A. No. 96 of 2022 Inre : O.A. No. 94 of 2018

Smt. Sundari Devi Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Ramesh Chandra Shukla, Advocate on behalf of the respondents is taken on record. On the case being taken up for hearing Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submits that three weeks time be granted to seek instruction in the matter which is allowed. List on **06.05.2022**. **(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

M.A. No. 241 of 2022 with M.A. No. 242 of 2022 Inre : O.A. No. 443 of 2019

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

Versus

Ex. Nk. (ACP Hav.) Pandu Kumar Reddy Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Ram Saran Awasthi, Ld. Counsel for the applicants – Union of India & Others. 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 **dismissed**. Applicants – Union of India & others have filed this application under Section 31 of the Armed Forces Tribunal Act, 2007 seeking leave to file appeal against decision dated 19.02.2021 of this Tribunal in Original Application No.443 of 2019. By means of this order the respondent's claim for the grant of disability element of disability pension has been allowed and the applicants have been directed to pay disability element @70% to be rounded off to 75% to the respondent herein from the date of discharge. Upon hearing submissions of Ld. Counsel for the applicants – Union of India & Others we find that no point of law of general public importance is involved in the decision so that leave may be granted. Therefore, Leave to Appeal is **dismissed**. **(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

T.A. No. 5 of 2022

Lt. Col. Amar Singh (Retd.) Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Memo of Appearance filed by Shri Rajeev Narayan Pandey, Advocate on behalf of the respondents is taken on record. On the case being taken up for hearing Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the respondents are present. This case has been received by transfer from the Armed Forces Tribunal, Regional Bench, Mumbai under the orders of Chairperson, Armed Forces Tribunal, Principal Bench, New Delhi. Ld. Counsel for the respondents submits that paper-book of the case has not been received to him. Applicant to furnish a copy of paper-book to the Ld. Counsel for the respondents by today itself. Thereafter, respondents will have three weeks time to file Counter Affidavit. List on **29.04.2022**. **(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

Diary No. 376 of 2022 Inre : O.A. No. 306 of 2021

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

Versus

Ex. Sep. Birender Rai Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Shyam Singh, Ld. Counsel for the applicants – Union of India & Others. On the request of Review Applicants three days time is granted to remove the defects. List on **30.03.2022**. **(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

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

Kamal Singh Rautela Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** An affidavit has been filed today by the respondents which is taken on record. Heard Shri Rajiv Pandey, Ld. Counsel for the respondents assisted by Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad). Ld. Counsel for the respondents submits that in compliance of the order passed by this Tribunal Corrigendum PPO directing payment of service element to the applicant has been issued. A copy of PPO has been filed along with affidavit. We have tone through the PPO and we find that it is in terms of order. Cost Rs.20,000/- imposed upon the respondents has also been deposited. Thus order seems to have been fully complied with. Accordingly, Execution Application is **dismissed** being infructuous. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 86 of 2018 Inre : T.A. No. 595 of 2010

Vijay Keshav 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Wg. Cdr. S.N. Dwivedi (Retd.), Ld. Counsel for the applicant, Shri Anurag Mishra, Ld. Counsel for the respondent Nos. 1 to 5, Shri Siddharth Dhaon, Ld. Counsel for the respondent No. 7, Ms. Shalini Chaudhary, Senior Manager, Canara Bank, Bidhuna Branch, District – Auraiya and Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad) are present. An affidavit has been filed today by the respondent No. 7 which is taken on record. In regard to last date order of this Tribunal directing respondents to pay the amount to the applicant as directed in the order, the Ld. Counsel for the respondent No. 7 submits that as per PPO issued in the matter a sum of Rs.25,19,810/- was payable to the applicant as arrears. This amount was subject to Income Tax in tax bracket of 30%, therefore, a sum of Rs.5,75,581/- was deducted towards income tax under the provisions of the Income Tax Act, 1961 and paid to the Income Tax Department and the remaining amount was credited in the applicant's account. Ld. Counsel for the applicant further submits that the amount of the income tax once deducted and paid to the Income Tax Department can be claimed as refund from the Income Tax Department by the applicant only provided it was not payable as tax but in any case the respondent No. 7 cannot be directed to pay this amount to the applicant as it has already paid this amount to the Income Tax Department. Thus he submits that the order dated 18.02.2022 directing the respondent No.7 to pay the amount of Income Tax to the applicant be modified in the way that if amount was not deductable as tax the applicant can claim refund of the amount from the Income Tax Department. In turn, Ld. applicant's Counsel admits that the amount once deducted and paid to the Income Tax Department by the respondent No. 7 the same can be claimed as refund by the applicant only, the bank cannot claim the amount

	as refund. He submits that there will be no objection to the applicant if the order dated 18.02.2022 is modified in the way it is claimed, he will advice applicant to seek refund of the amount deducted towards the income tax. From the facts stated in the affidavit filed today by the respondent No. 7 it may be noticed that a sum of Rs.5,75,581/- has been deducted towards income tax from the arrears payable to the applicant and paid to the Income Tax Department. It is also noticed that deduction has been made as per the provisions of the Income Tax Act, 1961 and once amount is deducted and paid it can be claimed as refund by the applicant only, provided it was not payable. The order therefore needs modification as bank cannot claim the refund. Accordingly, order dated 18.02.2022 is modified in the way that respondent No. 7 is not liable to pay the amount of tax paid to Income Tax Department back to the applicant rather applicant can claim the amount as refund from the Income Tax Department if it was not payable. With this, order under execution seems to be complied with wherefore Execution Application may be dismissed being infructuous. Accordingly, Execution Application is **dismissed**. **(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

Ex. A. No. 56 of 2019 Inre : O.A. No. 239 of 2012

Hav./Clk Ram Roop 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
	21.03.2022 **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 Shubham Singh, Advocate holding brief of Shri I.P. Singh, Ld. Counsel for the applicant, Shri Asheesh Agnihotri, Ld. Counsel for the respondents and Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad) are present. Supplementary progress report filed by teh respondents is taken on record. Ld. Counsel for the respondents submits that in compliance to order Government Sanction has been accorded and PPO has been generated on 10.03.2022. Copy of PPO has been received by the Ld. Counsel for the applicant who also submits that it is in terms of order. Thus order seems to have been complied with. Accordingly, Execution Application is **dismissed** being infructuous. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 65 of 2019 Inre : O.A. No. 253 of 2012

Ex. Hav. Krishna Kumar Thakur Applicant
By Legal Practitioner for the Applicant

Versus

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

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vinay Sharma, Advocate holding brief of Col. Y.R. Sharma (Retd.), Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents are present. On the request of Ld. Counsel for the respondents, ten days further time is granted to bring stay order. List on **06.04.2022**. **(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

Ex. A. No. 81 of 2019 Inre : O.A. No. 236 of 2018

Ex. Hav. (Hony. Nb. Sub.) Phool Chand 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Yashpal Singh, Ld. Counsel for the applicant, Shri Ashish Kumar Singh, Ld. Counsel for the respondents and Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad). During the course of hearing Ld. Counsel for the applicant admitted that in compliance of the order the arrears amounting to Rs.1,09,654/- has been credited in applicant's account on 29.05.2018. He further admitted that in view of Circular No. 631 dated 05.03.2020 issued by Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad) the benefit of rounding off is payable with effect from 01.01.2016. His only contention is that since the Original Application was allowed directing the respondents to pay the benefit of rounding off from 30% to 50% to the applicant for a period of three years prior from the date of filing of Original Application i.e. 08.01.2015 (Date of filing of Original Application is 08.01.2018), therefore, the arrears for the period from 08.01.2015 to 31.12.2015 is still payable to the applicant. We have gone through the Circular No. 631 dated 05.03.2020 issued by Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad) wherein the benefits of rounding off have been made payable with effect from 01.01.2016. By application of this Circular the applicant has already received arrears with effect from 01.01.2016. The question remains with regard to payment of arrears for the period from 08.01.2015 to 31.12.2015, the period which is not covered within Circular, however, for this period the arrears has been made payable as per PPO dated 03.05.2019. Applicant is, therefore, directed to file copy of updated passbook for the period 2018, 2019 and 2020 to ascertain whether arrears for the period from 08.01.2015 to 31.12.2015 has been paid to the applicant or not. Copy of updated Passbook may be filed within four weeks from today. List on **29.04.2022** . **(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

Ex. A. No. 100 of 2019 Inre : O.A. No. 144 of 2016

Sgt. Rajendra Prasad Pal (Retd.) Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submits that PPO in the matter will be issued within a week. List on **21.04.2022** by which date the Ld. Counsel for the respondents shall furnish copy of order passed by the Hon'ble Apex Court wherein the amount of cost has been waived. **(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

Ex. A. No. 26 of 2020 Inre : O.A. No. 19 of 2019

Ex. Sep. Munna 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
	21.03.2022 **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 Ashok Kumar, Ld. Counsel for the applicant and Shri Ashish Agnihotri, Ld. Counsel for the respondents are present. Affidavit filed by the respondents is taken on record. Ld. Counsel for the respondents submis that four weeks further time be granted to file affidavit of compliance which is allowed. It is clarified that if the order is not complied with within the stipulated time, the respondents shall pay Rs.10,000/- as cost to the applicant. List on **29.04.2022**. Let copy of this order be provided to the Ld. Counsel for the respondents/AFT Legal Cell within two days for compliance. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

Ex. A. No. 13 of 2021 Inre : O.A. No. 88 of 2021

Ex. Sep. Sant Ram 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
	21.03.2022 **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, Shri Anurag Mishra, Ld. Counsel for the respondents and Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad) are present. An affidavit has been filed by the respondents which is taken on record. We have gone through the affidavit and we find that so far as the PPO for the period of two years is concerned the same has been issued on 08.02.2022. As regards PPO in compliance of RSMB, the same has not been issued rather it is stated that a clarification has been sought by the Records in this regard from the Base Hospital, Lucknow. Respondents are directed to act in accordance with the report of RSMB and issue PPO preferably within a period of four weeks from today. List on **02.05.2022**. **(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

Ex. A. No. 14 of 2021 Inre : O.A. No. 263 of 2020

Ex. Nk. Saurabh 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri R. Chandra, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents. Vide order dated 01.02.2022 the respondents were granted four weeks time on payment of Rs.10,000/- as cost to make compliance of the order. It was also directed that if the order is not complied with within the time given the officer responsible for implementation of the order shall remain physically present before the Tribunal to explain the reason for non-implementation of the order. The order has not yet been complied with. One JCO - Sub. Himadri Mandal, Legal Cell, BEG Records, Roorkee is present today before us and he submits that order could not be complied with due to non-completion of necessary formalities by the applicant. He also submits that despite this the matter has been processed to the concerned authority for the grant of Government Sanction. In execution matters we are observing since long that orders passed by the Tribunal are not complied with within the given time, citing either non completion of formalities or involvement of various agencies in implementation of the order. In some cases many years have passed in implementing the order, with the result that not only poor litigants are suffering but Government funds are wasted in payment of costs and interest on delayed implementation thereby causing great loss to the Government exchequer which is happening due to want of action on part of officers responsible for implementation of the order. This is a matter of great concern as it is tax payers' money which is being wasted. We, therefore, direct that this matter be brought to the notice of the Chiefs of all three Armed Forces to take necessary action against the officers who are responsible for such delay. As regards this case, we are informed that Col. Rajat Mohan, Director – 4, PS Directorate, IHQ of MoD (Army), New Delhi is the officer responsible for implementation of the order. He is directed to remain physically present before the Tribunal on 05.05.2022 to explain why coercive measures be not initiated against him for non-compliance of the order. Registry is directed to serve a copy of this order to all three Chiefs of the Defence Forces and Col. Rajat Mohan at once. A copy of order be given to AFT Legal Cell also to inform Col. Rajat Mohan about the order passed by this Tribunal. List on **05.05.2022**. **(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

Ex. A. No. 65 of 2021 Inre : O.A. No. 497 of 2017

Smt. Satbiri Wife of late Ex. Sep. Ajaipal 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri K.K. Misra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents. Vide order dated 14.01.2019 in Original Application No. 497 of 2017 the respondents have been directed to grant disability pension to the applicant @75% from the date of discharge and arrears have been restricted for the period of three years from the date of filing of Original Application. The date of filing of Original Application is 21.12.2016. In compliance to this order nothing has been done till date by the respondents on the reason that applicant is not entitled to service element due to his services rendered in DSC being less than 15 years. In regard to disability element, the respondents admit that applicant is entitled to get, however, nothing has been done in this regard also rather it is submitted that respondents have filed a Review Application to review the order dated 14.01.2019 in registry which is likely to be listed for hearing a day after tomorrow. List on **23.03.2022** along with Review Application filed in the matter. **(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

Ex. A. No. 69 of 2021 Inre : O.A. No. 334 of 2019

Ex. Hav. (Hony. Nb. Sub.) Ramapati Upadhya 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
	21.03.2022 **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 Gyanendra Kumar Sharma, Advcoate holding brief of Shri J.N. Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondent Nos. 1 to 4 are present. No one is present on behalf of respondent Nos. 5 and 6 despite service of notice being held sufficient upon them. Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions), Prayagraj (Allahabad) is present and he submits that in view of Circular No. 631 dated 05.03.2020 arrears have been credited in applicant's account on 23.06.2020 i.e. before the filing of Execution Application. Applicant is directed to file copy of updated Passbook by the next date fixed. List on **06.04.2022**. **(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

Ex. A. No. 71 of 2021 Inre : O.A. No. 309 of 2018

Jamil Ahamad 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
	21.03.2022 **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, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Ld. Counsel for the respondents submits that in compliance of the order PPO has been generated with its copy to the applicant. He also submits that RSMB could not be held in the matter due to applicant being bed-ridden. He also submits that affidavit of compliance is under preparation and will be filed within a week. List on **05.04.2022**. **(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

Ex. A. No. 89 of 2021 Inre : O.A. No. 194 of 2018

Ex. Sub/ORA Anil 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
	21.03.2022 **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 Capt. Priyanka, Departmental Representative for the respondents are present. Capt. Priyanka, Departmental Representative submits that that in compliance to order fresh Government Sanction has been accorded on 08.02.2022. Respondents to file affidavit of compliance annexing therewith copy of PPO within four weeks from today. List on **08.04.2022**. **(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

Ex. A. No. 90 of 2021 Inre : O.A. No. 195 of 2018

Ex. Sub/ORA Kaushalendra 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
	21.03.2022 **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 D.K. Pandey, Ld. Counsel for the respondents are present. As prayed by the Ld. Counsel for the respondents, three weeks further time is granted to file affidavit of compliance. List on **29.04.2022**. **(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

Ex. A. No. 9 of 2022 Inre : O.A. No. 330 of 2019

Ex. Hav. Vikram Singh Bhandari 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
	21.03.2022 **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 Kaushik Chatterjee, Ld. Counsel for the respondents are present. Shri Kaushik Chatterjee, Ld. Counsel appearing on behalf of respondents submits that in regard to compliance Government Sanction has been accorded on 15.09.2021. However, he admits that no PPO has been generated till date. Respondents are directed to generate PPO and file affidavit of compliance within four weeks positively, failing which they shall be liable to pay Rs.20,000/- as cost to the applicant. List on **02.05.2022**. **(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

O.A. No. 712 of 2020

Ex. Sub. Maj. (Hony. Lt.) Sant Ram 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
	21.03.2022 **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 Rajiv Pandey, Ld. Counsel for the respondents are present. An affidavit has been filed by the respondents which is taken on record. In affidavit the respondents have stated that basic pay in respect of the applicant has been fixed on taking into account rank with effect from 02.08.1991 and arrears for Rs.898/- on account of ADBASIC for the period from 01.11.1987 to 31.12.1995, Rs.2,152/- on account of ADBASIC for the period from 01.01.1996 to 31.05.1997 and Rs.8,049/- with effect from 31.05.1997 on account of AMBASIC has been adjusted in the QSA of February, 199 and May, 2003 respectively. It is further stated that Basic Pay with effect from 01.01.1996 has been fixed correctly. It is further stated that Basic Pay in respect of the applicant with effect from 31.05.1997 @Rs.3,770/- and with effect from 10.10.1997 @Rs.3,800/- has been correctly fixed and the same has been reflected in the QSA of February, 1999. In regard to above, the Ld. Counsel for the applicant submits that he is not in touch with his client as he is not responding his call. In view of the fact stated in affidavit filed today it appears that grievance raised in Original Application has been redressed, as a result of which Original Application has become infructuous. Original Application is accordingly **dismissed** being infructuous. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 232 of 2010

Jagdish 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
	21.03.2022 **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 S.K Singh, Ld. Counsel for the applicant and Shri D.K Pandey, Ld. Counsel for the respondents are present. On the request of Ld. Counsel for the applicant, list on **06.04.2022.** **(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

O.A. No. 491 of 2021

Ex. Sgt. Shyam Prakash Srivastava 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
	21.03.2022 **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 Keshav Sharma, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents. Original Application is **allowed**. For order, see our Judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 514 of 2021

Ex. Sgt. Raj Kumar Saraswat 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
	21.03.2022 **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, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents. Original Application is **allowed**. For order, see our Judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 560 of 2021 with M.A. No. 208 of 2022

Ex. MWO (HFO) Sharwan 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** **M.A. No. 208 of 2022** Amendment application filed by the applicant is taken on record. Heard Shri Ajit Singh Gaherwar and Shri S.N. Gaherwar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents. For the reasons stated in affidavit filed in support of amendment application, amendment application is **allowed**. Let amendment be incorporated forthwith. **O.A. No. 560 of 2021** Counter Affidavit filed by the respondents is taken on record. Heard Shri Ajit Singh Gaherwar and Shri S.N. Gaherwar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents. Original Application is **allowed**. For order, see our Judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** AKD/-

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

O.A. No. 9 of 2021

Vipin 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
	21.03.2022 **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 Dharmendra Awasthi, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents a week further time is granted to file supplementary counter affidavit. List on **05.05.2022** 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

O.A. No. 313 of 2021 with M.A. No. 322 of 2021

Brig. Anand Kumar Tewari (Retd.) Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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 respondents are present. On the request of leaned counsel for the respondents, list the matter on **02.05.2022** for hearing on which date entire promotion board proceedings of the applicant including DMA files shall be produced for perusal of the Bench. An officer from MS Branch shall also remain physically present to assist the Court on the date fixed for hearing. A copy of order be provided to learned counsel for the respondents/Legal Cell within 48 hours, free of cost, for compliance. **(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

O.A. No. 331 of 2021

Ex. Cpl. Dharm Raj 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
	21.03.2022 **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 Himanshu Singh, Ld. Counsel for the applicant and Ms. Preeti Mala, Ld. Counsel for the respondents are present. Learned counsel for the applicant submits that since he has received copy of counter affidavit today only, some time be granted to file rejoinder affidavit which is allowed. Rejoinder affidavit may be filed within two weeks. List on **06.05.2022.** **(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

O.A. No. 414 of 2021

Smt. Usha Devi M/o Late AC Satyam Aarya 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
	21.03.2022 **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 Rajiv Pandey, Ld. Counsel for the respondents are present. As prayed two weeks further time is granted to file counter affidavit. List on **22.04.2022.** **(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

O.A. No. 415 of 2021

Smt. Poonam Singh Wife of Sep. (Late) Ajay 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
	21.03.2022 **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 Dr. Shailendra Sharma Atal and Shri Mahendra Kumar Mishra, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents a week further time is granted to bring inputs on record by way of an affidavit. List on **05.04.2022**. **(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

O.A. No. 467 of 2021

Smt. Deeksha Verma W/o Late Sep. Vipin Kumar Verma Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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 Ravi Kumar Yadav and Shri Ajeet Yadav, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents are present. Counter affidavit filed by the respondents is taken on record. Learned counsel for the applicant seeks and is allowed two weeks time to file rejoinder affidavit. List on **10.05.2022**. **(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

O.A. No. 491 of 2021

Ex. Sgt. Shyam Prakash Srivastava 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
	21.03.2022 **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 Keshav Sharma, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents. Original Application is allowed for grant of disability pension for disability 3rd and 4th only. Pending Misc. Application(s), if any, shall stand 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

O.A. No. 506 of 2021

Ex. Rfn. Akhilesh 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
	21.03.2022 **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 S.R. Yadav, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present. On the request of learned counsel for the applicant and as a last chance two weeks further time is granted to file rejoinder affidavit. List on **06.05.2022** 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

O.A. No. 508 of 2021

Hav. (Lab. Asst.) Deepu R. 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present. On the request of learned counsel for the respondents two weeks further time is granted to file counter affidavit. List on **25.04.2022**. **(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

O.A. No. 521 of 2021

Ex. AC (U/T) Aditya Kashyap 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vinay Pandey and Shri J.B.S. Rathour, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents two weeks further time granted to file counter affidavit. List on **28.04.2022**. **(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

O.A. No. 534 of 2021

Hav. Dharmendra Kumar Yadav 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Counter affidavit has been filed today by the respondents which is taken on record. Applicant may file rejoinder affidavit within two weeks. List on **11.05.2022**. 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

O.A. No. 535 of 2021 with M.A. No. 268 of 2022 & M.A. No. 269 of 2022

Ex. Sep Vijay Shankar Singh Yadava 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Jai Narayan Mishra, Ld. Counsel for the respondents No. 1 to 4 and Shri D.C. Lohumi, learned counsel for the respondents No. 5 & 6. **M.A. No. 268 of 2022** In view of order dated 10.01.2022 of the Hon'ble Apex Court on limitation due to COVID-19, there is no delay in filing recall application, however, an application for condonation of delay has been moved which being not required is **dismissed**. **M.A. No. 269 of 2022** This is an application for recall of order dated 15.12.2021 passed in O.A. No. 535 of 2021 by which this Court had directed that O.A. shall proceed exparte against opposite Party No. 5 & 6. Keeping in view the facts and circumstances of the case, recall application is allowed. Counter affidavit filed today by the respondents No. 5 & 6 in the Court is taken on record. **O.A. No. 535 of 2021** Learned counsel for the applicant submitted that Rs. 12,93,512/- has been credited in the applicant's account on 31.12.2021 on account of war injury element and its arrears but no interest has been paid on delayed payment of amount to which applicant is entitled as per rules. Learned counsel for the respondents No. 5 & 6 submitted that war injury element could not be credited in applicant's pension account due to rectification in PPO and bank account number. Now, an amount of Rs. 12,93,512/- has been credited in applicant's account on 31.12.2021 and applicant is being paid war injury element as per PPO regularly and grievance of the applicant has been redressed.

	On perusal of record, we find that applicant has been paid war injury element and arrears after a lapse of 11 years for which applicant is entitled interest on delayed payment of arrears. Accordingly, Bank concerned i.e. PDA of the applicant is directed to pay simple interest @ 6% per annum on delayed payment of arrears of war injury element to the applicant within a period of three months positively. Default will invite interest @ 8% per annum till actual payment With the aforesaid direction, Original Application is **disposed off** finally. **(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

O.A. No. 546 of 2021 with M.A. No. 209 of 2022

Ex. Nk Itlesh 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** **M.A. No. 209 of 2022** This application has been filed by Smt. Savita, wife of Ex Nk Itlesh Kumar Singh for substituting her name in place of existing applicant in Original Application. It is stated that original applicant ex Nk Itlesh Kumar Singh who was husband of present applicant died during course of Original Application. Copy of death certificate has been filed alongwith affidavit which shows that Ex Nk Itlesh Kumar Singh died on 23.10.2021. Applicant is wife of deceased applicant as such, she is entitled to be substituted in O.A. Accordingly, Substitution application is allowed. Let amendment be incorporated during the course of hearing. **O.A. No. 546 of 2021** Heard Shri Ashok Kumar, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents. Original Application is **dismissed.** Pending Misc. Application(s), if any, shall stand 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

O.A. No. 552 of 2021

Ex. Hav Ram Prasad 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
	21.03.2022 **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 Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents. Original Application is allowed for grant of disability element @ 100% along with Constant Attendance Allowance (CAA) to the applicant. Pending Misc. Application(s), if any, shall stand 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

O.A. No. 560 of 2021

Ex. MWO (HFO) Sarwan 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Ajit Singh Gaherwar and Shri SN Singh Gaherwar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents on amendment application. Amendment application is allowed. Let amendment be incorporated today itself. **O.A. No. 560 of 2021** Counter affidavit filed by the respondents is taken on record. Heard learned counsel for the parties. Original Application is allowed. Pending Misc. Application(s), if any, shall stand 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

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
	21.03.2022 **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, two weeks further time is granted to file counter affidavit. List on **28.04.2022**. **(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

O.A. No. 594 of 2021

Smt. Mamta Chauhan Widow of Late Maj Virendra 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. On the request of learned counsel for the respondents and as a last chance, two weeks further time is granted to file counter affidavit. It is clarified that if counter affidavit is not filed within the time given, opportunity to file the same shall stand closed without any reference. List on **27.04.2022**. **(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

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
	21.03.2022 **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 learned counsel for the respondents and as a last chance, two weeks further time is granted to file counter affidavit. List on **02.05.2022**. **(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

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
	21.03.2022 **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 Sudhir Kumar Singh and Shri Abhishek Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents and as a last chance, two weeks further time is granted to file counter affidavit. List on **13.04.2022**. **(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

O.A. No. 670 of 2021

Ex. Hav. Santosh Kumar Dubey 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
	21.03.2022 **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 No one is present on behalf of the applicant. Shri Sunil Sharma, Ld. Counsel for the respondents is present. As prayed by learned counsel for the respondents and as a last chance, two weeks further time is granted to file counter affidavit. List on **22.04.2022**. **(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

O.A. No. 673 of 2021 with M.A. No. 766 of 2021

Ex. Nk Man 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
	21.03.2022 **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 no one is present on behalf of the applicant nor amendment is carried out. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present. Applicant is directed to carry out amendment within two weeks without fail else O.A. may be dismissed for want of prosecution. List on **21.04.2022**. **(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

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

Ex. Gnr Man 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
	21.03.2022 **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 no one is present on behalf of the applicant nor copy of amendment application has been given to the respondents. Ms. Prerna Singh, Ld. Counsel for the respondents is present Copy of amendment application be given to the respondents within three days. On being received copy of amendment application, respondents may file reply within two weeks. List on **13.04.2022**. **(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

O.A. No 734 of 2021

Ex Gnr Ompal 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri KK Misra, learned counsel for the applicant and shri Rajesh Shukla, learned counsel for the respondents. O.A. No. 734 of 2021, Ex Gnr Ompal Singh, vs. Union of India and others is **dismissed.** For order, see our judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No 546 of 2021

Smt Savita Devi Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** Heard Shri Ashok Kumar, learned counsel for the applicant and Shri Ashok Kumar Mishra, Learned counsel for the respondents. O.A. No. 546 of 2021, Smt Savita Devi, vs. Union of India and others is **dismissed.** For order, see our judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 810 of 2021

Ex. Sep Ram Kishun 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
	21.03.2022 **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 Girish Tiwari, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present. Counter affidavit filed by the respondents is taken on record. In the instant case applicant attained the age of 80 years on 21.03.2021. As per policy, additional 20% pension is payable on attaining the age of 80 years. Applicant is in receipt of 20% additional pension with effect from 01.03.2021 vide PPO dated 06.05.2019. Since the applicant is getting 20% additional pension on attaining the age of 80 years, this O.A. has become infructuous Accordingly, O.A. is **dismissed** being infructuous. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 50 of 2022

Ex. WO Vijai Pratap Narain Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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 Shiv Kant Pandey, Shri Amit Pandey and Ms. Nisha Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Objection filed by the respondents is taken on record. Respondents to furnished copy of objection to applicant by today itself. Reply to objection may be filed within two weeks. List on **23.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 61 of 2022

Ex. Hav. Rajendra 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
	21.03.2022 **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 VK Pandey, Ld. Counsel for the applicant and Shri Ram Saran Awasthi, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **11.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

Ex. A No. 11 of 2022 with M.A. No. 137 of 2022 Inre O.A. No. 619 of 2021

Brig. Javed Iqbal 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
	21.03.2022 **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. List on **22.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 232 of 2010

Jagdish 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
	21.03.2022 **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 S.K Singh, Ld. Counsel for the applicant and Shri D.K Pandey, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **06.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 30 of 2017

P.K Mahapatra 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **19.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 211 of 2017

Bhupendra Gavar 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
	21.03.2022 **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. Y. R Sharma (Retd), Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **13.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 388 of 2017

Gagan 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
	21.03.2022 **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. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **11.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 575 of 2019

Smt. Roopa Singh Teveotia
W/o Ex. Hav. (Late) Aman Pal Singh Teveotia 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
	21.03.2022 **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 Kushwaha and Shri K.P Datta, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **17.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

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
	21.03.2022 **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. Due to paucity of time case could not be taken up for hearing. List on **18.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 261 of 2020

Ram Nath Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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 Amit Jaiswal, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **05.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 376 of 2020

Kamal Singh Ghugatyal 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
	21.03.2022 **Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)** **Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)** On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **17.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 377 of 2020

Ex. Cfn Mahangoo Prasad Vishwakarma 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
	21.03.2022 **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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri R.C Shukla, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **31.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 399 of 2020

Ex. Sep Akhil D.J 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
	21.03.2022 **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 Abhishek Dwivedi, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **18.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 168 of 2021

Jyoti 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
	21.03.2022 **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 G.S Sikarwar, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **11.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O. A. No. 228 of 2021

Dfr. Shiv Chand 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
	21.03.2022 **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 Prabhat Kumar Tripathi, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **18.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 229 of 2021

Ex. Lance Nk Ram Soorat Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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 Asheesh Agnihotri, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **27.04.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

O.A. No. 799 of 2021.

Ex. Nk Satyendra Narayan Dubey 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
	21.03.2022 **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. A.K Srivastava (Retd) Ms. Hemlata and Shri Amarendu Srivastava, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **31.03.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

R.A. No. 3 of 2021 Inre O.A. No. 219 of 2019

Brig. Yatindra Mohan Tewari, SM (Retd) Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	21.03.2022 **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. Y.R Sharma (Retd), Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **13.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-

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

T.A. No. 82 of 2012

Mahavir Singh Rawat 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
	21.03.2022 **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. Y.R Sharma (Retd), Ld. Counsel for the petitioner and Shri R.K.S Chauhan, Ld. Counsel for the respondents are present. Due to paucity of time case could not be taken up for hearing. List on **13.05.2022**. **(Vice Admiral Abhay Raghunath Karve)** **(Justice Umesh Chandra Srivastava)** **Member (A)** **Member (J)** UKT/-