

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3 (Sl. No.1)

O.A. No. 1081 of 2022

Col Anand Kumar Tapadar (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>Memo of Appearance filed by Shri Ramesh Chandra Shukla, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Manoj Kumar Singh, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents.</p> <p>Matter needs adjudication.</p> <p>Admit.</p> <p>Learned counsel for the respondents is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List on 20.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.2)

O.A. No. 1082 of 2022

Sqd Ldr Mahendra Pal Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>Memo of Appearance filed by Ms. Appoli Srivastava, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri S N Singh Gaherwar and Ajit Singh Gaherwar, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p>Matter needs adjudication.</p> <p>Admit.</p> <p>Learned counsel for the respondents is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List on 20.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.3)

Ex. A. No.386 of 2022 Inre O.A. No. O.A. No. 601 of 2021

Ex Hav Ashok Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>Memo of Appearance filed by Dr. S.N. Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>On the case being taken up for hearing Shri Amit Asthana, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents are present.</p> <p>This Execution Application has been filed by the applicant for non compliance of the order dated 28.02.2022 passed by this Tribunal in O.A. No. 601 of 2021.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file affidavit of compliance.</p> <p>List on 08.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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Court No.1(Taken up in Court No.3)(Sl. No.4)

M.A. No. 1284 of 2022 with M.A. No. 1285 of 2022 Inre O.A. No. 283 of 2021

Union of India & Others

By Legal Practitioner for the Applicant

Applicants

Versus

Ex Sub Brajendra Singh

By Legal Practitioner for Respondents

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p style="text-align: center;">Heard Shri D.K.Pandey, Ld. Counsel for the applicants- Union of India and Others.</p> <p style="text-align: center;">This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 283 of 2021 which is delayed by 8 months and 13 days. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving application for leave to appeal.</p> <p style="text-align: center;">Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;">In consequence thereof application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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ORDER SHEET
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Court No.1(Taken up in Court No.3) (Sl. No.5)

O.A. No. 151 of 2020

Hav Rajesh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>The matter was heard at some length.</p> <p>Submission of learned counsel for the applicant is that a junior (No. 13990728 Hav Mohd. Mannan Khan) to the applicant has been promoted to the rank of Naib Subedar whereas applicant has been denied promotion taking a ground of overage.</p> <p>To verify the facts of the case, DPC proceedings of the case are required. Therefore, Record Officer from AMC Records to prove seniority of both the individuals defining senior and junior with regard to promotion to the rank of Naib Subedar.</p> <p>List on 16.01.2023 for hearing.</p> <p>On the date fixed, learned counsel for the respondents/AFT Legal Cell to produce original records including DPC proceedings before the court for perusal of the Bench.</p> <p>Let a copy of the order be provided to learned counsel for the respondents/AFT Legal Cell for compliance.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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ORDER SHEET
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Court No.1(Taken up in Court No.3)(Sl. No.6)

O.A. No. 757 of 2022

Ex Hav Ajant 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
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Mohd. Zafar Khan, Advocate holding brief of Shri Ashok Kumar, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks time to file rejoinder affidavit.</p> <p>List on 10.01.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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Court No.1(Taken up in Court No.3)(Sl. No.7)

O.A. No. 758 of 2022

Ex Sigmn Devraj Singh Bhadoriya
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ashok Kumar and Shri Pramod Kumar Tripathi, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents submits that counter affidavit is under preparation. He prays for and is granted two weeks time to file counter affidavit.</p> <p>List on 17.01.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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Court No.1(Taken up in Court No.3)(Sl. No.8)

O.A. No. 780 of 2022

Ex Sub (Hony Sub Maj) Shyam Narain Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>Counter affidavit filed by the respondents is taken on record. Heard Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents. Original Application is allowed for disability first only. For order, see our judgment passed on separate sheets. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed off.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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ORDER SHEET
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Court No.1(Taken up in Court No.3)(Sl. No.10)

O.A. No. 817 of 2022

JWO Hari Shanker Jha (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Abhay Kant Upadhyay, Shri Madan Pal Vats and Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit.</p> <p>List on 09.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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Court No.1(Taken up in Court No.3)(Sl. No.11)

O.A. No. 818 of 2022

WO Manoj Kumar Singh (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Abhay Kant Upadhyay, Shri Raj Kumar Mishra and Ms. Upasna Mishra, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit.</p> <p>List on 09.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.12)

O.A. No. 824 of 2022

Ex. Hav. Kheem Singh Mehra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>List on 31.01.2023 for hearing.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.13)

O.A. No. 835 of 2022

Ex Hav Prem Chand
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ashok Kumar, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>List on 31.01.2023 for hearing.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.14)

O.A. No. 877 of 2022

Ex Nb Sub Vijay Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri K.K. Misra, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted three weeks further time to file counter affidavit.</p> <p>List on 08.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.15)

O.A. No. 880 of 2022

MWO (HFO) Avnit Kumar Singh (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Abhay Kant Upadhyay, Shri Madan Pal Vats and Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents submits that parawise comments are awaited. She prays for and is granted four weeks further time to file counter affidavit.</p> <p>List on 08.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.16)

O.A. No. 891 of 2022

Ex Sep Baban Thakur Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ved Prakash, Shri Devendra Kumar and Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit.</p> <p>List on 14.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.17)

O.A. No. 892 of 2022

JWO Udai Narain Tripathi (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit.</p> <p>List on 13.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1(Taken up in Court No.3)(Sl. No.18)

O.A. No. 897 of 2022

Ex Sub (ASH) Kumar Pal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Shri R C Shukla, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit.</p> <p>List on 13.02.2023.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>

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Court No.1(Taken up in Court No.3)(Sl. No.19)

O.A. No. 906 of 2022

Ex Hav Tej Bahadur Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12.2022</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Rakesh Kumar Anand, Member (A)</u></p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p>Original Application is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed off.</p> <p style="text-align: center;">(Lt Gen Rakesh Kumar Anand) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB</p>