O.A. No. 118 of 2022 with M.A. No. 156 of 2022

Ex. Rect. Rajat Chand

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

	Tabilition of Teopondonio
Notes of	Orders of the Tribunal
the Registry	
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
	Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Memo of Appearance filed by Shri Vishwesh Kumar, Advocate on
	behalf of the respondents is taken on record.
	Heard Shri D.S. Tiwari, Ld. Counsel for the applicant and Shri
	Vishwesh Kumar, Ld. Counsel for the respondents.
	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 Original Application,
	however, an application for condonation of delay has been moved which being
	not required is dismissed .
	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 21.04.2022 for exchange of
	pleadings.
	List the matter before Tribunal on 20.05.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 119 of 2022 with M.A. No. 157 of 2022

Applicant

Capt. (TS) Atuliya Dayal (Retd)
By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Memo of Appearance filed by Shri Rajiv Pandey, Advocate on behalf
	of the respondents is taken on record.
	Heard Shri Dharam Raj Singh, Shri Shyam Sunder Bajpai and Dr,
	Ashish Asthana, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld.
	Counsel for the respondents.
	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 Original Application,
	however, an application for condonation of delay has been moved which being
	not required is dismissed .
	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 21.04.2022 for exchange of
	pleadings.
	List the matter before Tribunal on 20.05.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

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

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

O.A. No. 120 of 2022 with M.A. No. 160 of 2022

Applicant

Ex. Hav. Hriday Narayan SinghBy Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Memo of Appearance filed by Ms. Deepti Prasad Bajpai, Advocate on behalf of the respondents is taken on record. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents. Applicant has filed this Original Application for the grant of pensionary
	benefit under MACP applicable with effect from 01.06.2006. There being delay of 13 years, 08 months and 13 days (4933 days) in filing of Original Application, an application, supported with affidavit, for condonation of delay has been filed. Ld. Counsel for the applicant submits that bar of limitation is not applicable
	in pensionary matter. He further submits that delay in filing of Original Application is not deliberate. Ld. Counsel for the respondents has vehemently opposed the prayer. Upon hearing submissions of Ld. Counsel of both sides and considering the
	fact that bar of limitation is not applicable in pensionary matter, we find that cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed off.
	O.A. No. 120 of 2022 Matter needs adjudication. Admit. Ld. Counsel for the respondents seeks and is allowed four weeks time to file
	Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter. List the matter before Registrar on 21.04.2022 for exchange of pleadings. List the matter before Tribunal on 20.05.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

Ex. A No. 41 of 2022 Inre O.A. No. 258 of 2018

Ex. Gnr. Ashish Kumar Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal F	Practitioner for Respondents
Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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 Vinay Pandey, Advocate holding brief of Shri Yashpal
	Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the
	respondents.
	This application has been filed for implementation of order dated
	08.01.2021 in Original Application No. 258 of 2018 by which respondents were
	directed to grant disability pension @20% for life to be rounded off to 50% for
	life from the date of discharge.
	The submission of Ld. Councel for the applicant is that in compliance

The submission of Ld. Counsel for the applicant is that in compliance of the order two PPOs has been issued by the respondents - one for the disability element and other for the service element. He further submits that despite PPO generated in regard to service element being of dated 15.09.2021, nothing has been credited in applicant's account towards service

The grievance raised in Original Application appears to be against respondent No. 6, Branch Manager, State Bank of India Kushinagar Branch, District Kushinagar.

Issue notice to respondent No. 6 returnable within four weeks.

Steps for notice be taken within a week.

List on **05.05.2022**.

(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

AKD/-

element.

Ex. A No. 42 of 2022 Inre O.A. No. 515 of 2019

Ex. Rect. Vishal Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of	Orders of the Tribunal
the Registry	
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
	Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Memo of Appearance filed by Shri Rajiv Pandey, Advocate on behalf
	of the respondents is taken on record.
	Heard Shri Vinay Pandey, Advocate holding brief of Shri Yashpal
	Singh, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the
	respondents.
	It is a fresh Execution Application.
	Ld. Counsel for the respondents seeks and is allowed three weeks
	time to seek instruction.
	List on 05.05.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)
	Member (A) (Sustice Officer Chandra Sirvastava)
	AKD/-

Ex. A. No. 43 of 2022 Inre O.A. No. 658 of 2020

Ex. Dfr. Shiv Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the	Orders of the Tribunal
Registry	
	28.02.2022
	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.
	Heard Col. R.C. Dixit (Retd), Ld. Counsel for the applicant and Shri
	Ramesh Chandra Shukla, Ld. Counsel for the respondents.
	In regard to compliance, the Ld. Counsel for the respondents submits
	that three weeks time be granted to seek instruction which is allowed.
	List on 05.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

Ex. A No. 82 of 2022 Inre O.A. No. 508 of 2019 Alongwith M.A. No. 153 of 2022 with M.A. No. 154 of 2022 Inre O.A. No. 508 of 2019

Smt. Kalinder Devi alias Kalindi Devi

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents. Ld. Counsel for the respondents submits that since Leave to Appeal application filed by the respondents has been dismissed today, three weeks time be granted to seek instruction which is allowed. List on 29.04.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.1 (E. Court)</u>

M.A. No. 153 of 2022 with M.A. No. 154 of 2022 Inre O.A. No. 508 of 2019 Alongwith Ex. A No. 82 of 2022 Inre O.A. No. 508 of 2019

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Union of India & Others

Applicants-Respondents

By Legal Practitioner for the Applicant

Versus

Smt. Kalinder Devi alias Kalindi Devi By Legal Practitioner for Respondent Respondent-Applicant

Notes of	Orders of the Tribunal
the Registry	
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
	Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Ms. Anju Singh, Ld. Counsel for the applicants -
	Union of India & Others and Shri Manoj Kumar Singh, Ld. Counsel
	for the respondent.
	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 Appal, however, an application for condonation of delay has been
	moved which being not required is dismissed.
	This is an application for leave to appeal under Section 30
	read with Section 31 of the Armed Forces Tribunal Act, 2007. After
	perusing the orders impugned, we find that no much or less point of
	law of general public importance involved for grant leave to appeal.
	Accordingly, Leave to Appeal is dismissed.
	(Vice Adminst Abbers Benkersett Kenne)
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

M.A. No. 149 of 2022 with M.A. No. 150 of 2022 Inre O.A. No. 125 of 2021

Ex. Rect. Akshay Kumar

Applicant

Member (J)

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
	28.02.2022 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.
	Heard Wg. Cdr. Ajit Kakkar (Retd), Ld. Counsel for the
	applicant and Shri Arun Kumar Sahu, Ld. Counsel for the
	respondents.
	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 Appal, however, an application for condonation of delay has been
	moved which being not required is dismissed.
	This is an application for leave to appeal under Section 30
	read with Section 31 of the Armed Forces Tribunal Act, 2007. After
	perusing the orders impugned, we find that no much or less point of
	law of general public importance involved for grant leave to appeal.
	Accordingly, Leave to Appeal is dismissed.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)

Member (A)

AKD/-

M.A. No. 151 of 2022 with M.A. No. 152 of 2022 Inre O.A. No. 389 of 2020

Ex. ME(I) Harbans Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Memo of Appearance filed by Shri Rajiv Pandey, Advocate
	on behalf of the respondents is taken on record.
	Heard Shri D.S. Tiwari, Ld. Counsel for the applicant and
	Shri Rajiv Pandey, Ld. Counsel for the respondents.
	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 Appal, however, an application for condonation of delay has been
	moved which being not required is dismissed.
	This is an application for leave to appeal under Section 30
	read with Section 31 of the Armed Forces Tribunal Act, 2007. After
	perusing the orders impugned, we find that no much or less point of
	law of general public importance involved for grant leave to appeal.
	Accordingly, Leave to Appeal is dismissed.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

M.A. No. 158 of 2022 with M.A. No. 159 of 2022 Inre O.A. No. 296 of 2020

Union of India & Others

Applicant-Respondents

By Legal Practitioner for the Applicant

Versus

Col. Suresh Pratap Singh (Retd)By Legal Practitioner for Respondent

Respondent-Applicant

Notes of	Orders of the Tribunal
the	
Registry	
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Shri Ashish Kumar Singh, 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 Appal, however, an application for condonation of delay has been
	moved which being not required is dismissed.
	This is an application for leave to appeal under Section 30
	read with Section 31 of the Armed Forces Tribunal Act, 2007. After
	perusing the orders impugned, we find that no much or less point of
	law of general public importance involved for grant leave to appeal.
	Accordingly, Leave to Appeal is dismissed.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

Ex. A No. 193 of 2018 Inre O.A. No. 145 of 2013

Satendra Singh Pal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

(Justice Umesh Chandra Srivastava)

Member (J)

28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
Heard Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and
Shri Namit Sharma, Ld. Counsel for the respondents assisted by Shri Rajeev
Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pensions),
Prayagraj (Allahabad).
Affidavit of compliance filed by the respondents and objection thereto
filed by the applicant are taken on record.
In objection filed against affidavit of compliance applicant has stated
that name of applicant's wife has not been mentioned in the PPO. He has also
stated that name of Bank has also not been mentioned in the PPO, though he
admitted that IFSC Code is mentioned which is correct.
We have gone through the copy of PPO filed along with affidavit of
compliance and find that name of applicant's wife is not mentioned therein.
Therefore, respondents are directed to issue Corrigendum PPO mentioning the
name of applicant's wife within four weeks.
Respondents to pay cost, if any, due against them, by the next date
fixed.
List on 11.04.2022 .
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) Member (A)

AKD/-

Ex. A. No.69 of 2019 Inre O.A. No. 583 of 2017

Applicant

Ex. Sep. Ajay Kumar SinghBy Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the
	applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.
	In regard to reply to be filed by the respondents, Ld. Counsel for the respondents submits that since para-wise comments have been received
	yesterdayonly, two weeks further time be granted to file the same.
	Reply may be filed within two weeks, as prayed.
	List on 04.05.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

Ex. A. No. 124 of 2019 Inre O.A. No. 250 of 2018

Ex. Hav/DMT Devender Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Shri Om Prakash Kushwaha, Ld. Counsel for the applicant and
	Shri G.S. Sikarwar, Ld. Counsel for the respondents.
	Ld. Counsel for the respondents submits that in regard to payment of
	interest Government Sanction has been accorded on 25.02.2022 and request
	has been made to Principal Controller of Defence Accounts (Pensions),
	Prayagraj (Allahabad) to issue Corrigendum PPO.
	Corrigendum PPO be issued preferably within four weeks.
	List on 18.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

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

Ex. Sep. Hanumant Singh Sengar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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 Rotitash Kumar Sharma,
	Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the
	respondents are present.
	As prayed, four weeks further time is granted to file affidavit of
	compliance.
	List on 21.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

Ex. A No. 1 of 2022 of Inre O.A. No. 120 of 2021

Ex. JWO Bharat Prasad

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of	Orders of the Tribunal
the	
Registry	
	28.02.2022
	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 V.P. Pandey, Ld. Counsel
	for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the
	respondents are present.
	Dr. Shailendra Sharma Atal, Ld. Counsel appearing on behalf of
	respondents submits that in regard to implementation of the order Government
	Sanction has been accoded on 14.01.20022 and papers have been forwarded
	to AFCAO for generation of PPO vide letter dated 1701.2022. Thus he
	submits that four weeks further time be granted to file affidavit of compliance
	which is allowed.
	List on 26.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

Ex. A No.2 of 2022 Inre O.A. No. 695 of 2020

Applicant

Col. Sanjeev AgnihotriBy Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Shri Gyanendra Kumar Pandey, Ld. Counsel for the applicant
	and Shri Rajiv Narayan Pandey, Ld. Counsel for the respondents
	As prayed by the Ld. Counsel for the respondents, four weeks further
	time is granted to file affidavit of compliance.
	Registry is directed to print the name of Shri Rajiv Narayan Pandey,
	as Counsel for the respondents in place of Shri Rang Nath Pandey when the
	case is listed next.
	List on 26.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

Ex. A. No. 8 of 2022 Inre O.A. No. 129 of 2021

Ex. Nk. Pragat Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Shri Ashish Kumar Verma, Ld. Counsel for the applicant and
	Ms. Amrita Chakraborty, Ld. Counsel for the respondents assisted by Capt.
	Priyanka, Departmental Representative.
	Capt. Priyanka, Departmental Representative in regard to
	implementation of the order under execution submits that PPO has been
	generated on 15.02.2022.
	Let affidavit of compliance be filed within three weeks.
	List on 18.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

O.A. No. 580 of 2021

Ex. EA (P)-SS/APP (U/T) Aniket Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the	Orders of the Tribunal
Registry	
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Rejoinder Affidavit filed by the applicant is taken on record.
	Heard Shri Raj Kumar Mishra, Ms. Upasna Mishra and Shri Ankit
	Tiwari, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, 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/-

O.A. No. 601 of 2021

Ex. Hav. Ashok Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Supplementary Counter Affidavit filed by the respondents is taken on
	record.
	Heard Dr. Amit Asthana, Ld. Counsel for the applicant and Dr. S.N.
	Pandey, 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/-

O.A. No. 649 of 2021

MWO Raj Kumar Upadhyay

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 R. Chandra, Ld. Counsel for the applicant and Shri D.K.
	Pandey, 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.
	been disposed of.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	AKD/-

O.A. No. 563 of 2021

Wg. Cdr. Ajaya Kumar Awasthi (Retd.)By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
	Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Wg. Cdr. S.N. Dwivedi (Retd.), Ld. Counsel for the applicant
	and Shri Pushpendra Mishra, 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)

Ex-A/15 of 2022 Inre O.A. No. 525 of 2021

Nk (Musician) Kishan Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Union of I	India & Others Respondents
By Legal F	Practitioner for Respondents
Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
	Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Kaushik
	Chatterjee, Ld. Counsel for the respondents.
	2. This Tribunal, vide its order dated 01.10.2021 in O.A. No. 525 of 2021,
	Nk (Musician) Kishan Kumar vs Chief of Army Staff & Ors, has while disposing
	off the O.A. directed the respondents to treat the original application as
	statutory complaint and decide the same within a period of six weeks from the
	date of receipt of copy of original application by a speaking and reasoned order
	under intimation to the applicant. When the statutory complaint was not
	decided within the given time an execution application for execution of order
	dated 01.10.2021 was filed on 27.01.2022 wherein vide order dated
	01.02.2022 the respondents were asked to decide the statutory complaint
	preferred by the applicant within two weeks from the date of order. It was also
	provided in the order that if statutory complaint is not decided within the given
	time of two weeks the officer responsible for the implementation of the order
	shall file his personal affidavit stating the reasons for non-compliance of the
	order. Despite the same, neither the order has been complied with nor

3. Learned counsel for the applicant submits that respondents are deliberately not deciding the statutory complaint preferred by the applicant with a view to promote someone who is junior to him to the post of Havildar in Army Medical Corps in musician trade. He further submits that meeting of Departmental Promotion Committee has already been held in the matter and also result is likely to be declassified very soon.

personal affidavit of the officer responsible for implementation of the order has

been filed rather a request has been made today to grant two weeks further

time to decide the statutory complaint.

4. We are told by the Legal Cell during course of hearing that Director PS2, Directorate of Personal Services, AG's Branch, IHQ of MoD (Army), New Delhi is the officer responsible for implementation of the order.

- 5. In the circumstances, we find that respondents have failed to assign any reason why order has not been complied with. We, therefore, direct Director PS2, Directorate of Personal Services, AG's Branch, IHQ of MoD (Army), New Delhi to remain present in Tribunal in person on the next date fixed to explain why coercive measure be not taken against him for non compliance of the order. In the meantime respondents shall not promote any person junior to the post of Havildar in Army Medical Corps in Musician Trade, which includes those empanelled for promotion in the DPC ibid (para 3).
- 6. This order shall be communicated to the all concerned by the learned counsel of the respondents. A copy of order may be provided to Legal Cell also to ensure compliance.
- 7. List on **21.04.2022.**

(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)

Member (J)

rathore

O.A. No. 381 of 2021

Ex Maj Taj Mohd Sheikh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	On the case being taken up for hearing Shri KK Misra, Ld. Counsel for the applicant and Shri Asheesh Agnihotri and Shri Nirmit Srivastav, Ld. Counsel for the respondents are present. Learned counsel for the applicant submits that impleadment application could not be filed earlier due to non availability of the applicant. He further submits that impleadment application would be filed in the registry during course of the day. List on 01.04.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J) rathore

O.A. No. 386 of 2021

Applicant

Cpl. Chandan YadavBy Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Ram Bachan Yadav and Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Kaushik
	Chatterjee, Ld. Counsel for the respondents are present. As prayed by learned counsel for the applicant and as a last chance two weeks further time is granted to file rejoinder affidavit.
	List on 28.04.2022 for final hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J) rathore

O.A. No. 421 of 2021

Ex. Gnr. (DMT) Bajrang Singh Parihar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
1	Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld.
	Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the
	respondents are present.
	Learned counsel for the applicant submits that rejoinder affidavit will be
	filed in the registry during course of the day, which is allowed.
	List on 29.04.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)
	Member (A) Member (J) Regitation (Statistical Chiesin Charles of Chiesin Chi

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

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

O.A. No. 542 of 2021

Ex. Hav. Dev Nath Singh Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respo	ondents
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Notes of Orders of the Tribunal the Registry

28.02.2022

Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)

Heard Shri V.P. Pandey and Shri RK. Singh, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, learned counsel for the respondent No 1-3 and Shri D.C. Lohumi, learned counsel for the respondent No 5.

This application has been filed for issue of direction to the respondents to pay disability pension for the period 27.01.1992 to 31.12.2005 alongwith interest.

In regard to above an affidavit has been filed today by respondent No 5 stating that a sum of Rs 10,51,986/- has been credited in applicant's account on 19.06.2021 as arrears of disability pension for the period from 2006 to 2021 and thereafter disability pension is regularly being paid to the applicant.

As regards disability pension for the period from 27.01.1992 to 31.12.2005, it has been stated that answering respondents came into existence in the year 2007 and previously the work was maintained and disbursement was done by concerned branch which in case of the applicant is Branch Manager, KUMS Jhangipur, Distt-Ghazipur (UP). It has been further stated that answering respondents is trying to retrieve the data from the concerned bank and is also in contact with the applicant for disbursement of pension and as soon as the details are received the arrears of disability pension, if any will be disbursed expeditiously. It is also stated that the applicant has been asked to produce copy of pass book wherein he received disability pension.

In view of the aforesaid, applicant is directed to implead Branch Manager, State Bank of India, KUMS Jhangipur, Distt-Ghazipur (UP) as respondent for which steps be taken within a week. On steps being taken, impleadment be made in O.A. and notice be issued to Branch Manager, State Bank of India, KUMS Jhangipur, Distt-Ghazipur (UP) returnable within four weeks.

List on 26.04.2022.

(Vice Admiral Abhay Raghunath Karve) Member (A)

(Justice Umesh Chandra Srivastava) Member (J)

rathore

O.A. No. 601 of 2021

Ex. Hav. Ashok Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Heard Dr. Amit Asthana, Ld. Counsel for the applicant and Dr. S.N.
	Pandey, Ld. Counsel for the respondents.
	O.A. is allowed.
	For orders, see our judgment passed on separate sheets.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 606 of 2021

Ex. JWO Vinod Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present.
	As prayed by learned counsel for the respondents, three weeks further time is granted to file counter affidavit. List on 11.04.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 649 of 2021

MWO Raj Kumar Upadhyay

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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 Shri D.K.
	Pandey, Ld. Counsel for the respondents.
	Counter affidavit filed by the respondents is taken on record.
	O.A. is allowed.
	For orders, see our judgment passed on separate sheets.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J) rathore

O.A. No. 662 of 2021

Ex. Hav. Dharmendra Kumar Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Dr. S.N. Pandey, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents, three weeks time is granted to file counter affidavit. List on 12.04.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 796 of 2021

Chandravati Devi W/o Late Ex. Hav. Girraj Kishore

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 D.S. Tiwari, Ld. Counsel for the applicant and Shri R.C. Shukla and Shri Yashpal Singh, Ld. Counsel for the respondents are present. As prayed from the side of respondent No 5 a week further time is granted to file counter affidavit. List on 31.03.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 838 of 2021

Ex. Nb Sub Pramod Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present. As prayed by learned counsel for the respondents, three 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)

O.A. No. 841 of 2021

Ex. Sgt. Sandeep Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Pankaj Kumar Shukla, Ld. Counsel for the applicant and Ms. Deepti P Bajpai, 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 seek instructions. List on 22.03.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 845 of 2021

Smt. Bebi Devi & Others

Applicants

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	rion ble vice Admiral Abriay Ragnunatii Raive, Member (A)
	On the case being taken up for hearing Shri Ravi Kumar Yadav and Shri
	Ajeet Yadav, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld.
	Counsel for the respondents are present.
	As prayed by learned counsel for the respondents, three weeks further
	time is granted to file counter affidavit.
	List on 27.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 846 of 2021

Ex. Nk Somveer Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Mohd. Zafar Khan, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present. Learned counsel for the respondents submits that counter affidavit is
	ready and it shall be filed in the registry within few days. List on 03.03.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 2 of 2022

Hav. Adesh Kumar Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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 Arun Kumar Sahu, Ld. Counsel for the
	respondents are present.
	List on 08.03.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J) rathore

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

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

O.A. No.41 of 2022 with M.A. No. 60 of 2022

Ex. Sgt Ravi Datta Shukla

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

	Practitioner for Respondents
Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	1. Heard Shri Rama Kant, Ld. Counsel for the applicant and Dr. Shailendra
	Sharma Atal, Ld. Counsel for the respondents.
	M.A. No. 60 of 2022
	2. This is an application for condonation of delay in filing original
	application.
	3. As per office record, there is a delay of 17 years, 01 month and 13 days
	in filing original application.
	4. 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 on account of reasons
	stated in affidavit filed in support of application.
	5. Per contra, learned counsel for the respondents submits that cause
	shown by the applicant is not sufficient.
	6. 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.
	7. Accordingly, delay in filing of application is condoned. Application
	stands decided accordingly.
	8. Let the O.A. be registered.
	O.A. No. 41 of 2022

- This is an application for issuing direction to the respondents to conduct Re-survey Medical Board (RSMB) of the applicant and to grant disability pension.
- Brief facts of the case are that the applicant was enrolled in the Indian 10. Air Force (IAF) on 02.07.1980 and while in service he suffered from 'Lt Partial Seizure with Secondary Generalization'. He was discharged from service on

31.07.2000 (AN) after completion of terms of engagement. Prior to discharge from service, his Release Medical Board (RMB) was conducted which assessed his medical disability @ 20% for two years neither attributable to nor aggravated by military service (NANA). Against non grant of disability element of pension applicant filed O.A. No. 1115 of 2017 in AFT, Principal Bench, New Delhi which was allowed vide order dated 03.09.2019. Accordingly, the applicant was granted disability element of pension for two years. He had also made an application being M.A. No. 112 of 2021 in AFT, Principal Bench, New Delhi but the same was dismissed as withdrawn vide order dated 30.09.2021. Thereafter, applicant had made a request to the respondents to hold RSMB in this matter which was declined vide order dated 02.07.2021. Being aggrieved, applicant has filed this O.A. for holding his RSMB.

- 11. In the instant case no counter affidavit has been filed. We proceed to decide the O.A. in terms of order dated 03.09.2021 and 02.07.2021.
- 12. We have heard learned counsel for the parties and perused the material placed on record.
- 13. The applicant was granted disability element of pension for two years vide order dated 03.09.2021 and while allowing the O.A., the Hon'ble AFT, Principal Bench, New Delhi made no reference to RSMB and whether the same was to be carried out on applicant, which led to filing of the present O.A.
- 14. We are clear that applicant is entitled to undergo RSMB to decide his future disability percentage. Therefore, with the consent of learned counsel for the parties, we direct the respondents to hold applicant's RSMB within a period of two months after receipt of a certified copy of this order to decide his future entitlement of disability pension, if any.
- 15. With the aforesaid observation, the O.A. is disposed off finally.
- 16. No order as to costs.
- 17. Pending miscellaneous application(s), if any, stand disposed of.

(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)
Member (A) Member (J)

rathore

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

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

O.A. No. 72 of 2022 with M.A. No. 213 of 2022 & M.A. No. 99 of 2022

Smt. Suman Sambhaji Gavale W/o Ex. Hav. GS Jaganath Gavale By Legal Practitioner for the Applicant

Applicant

stands decided accordingly.

Let Original Application be registered.

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	M.A. No. 213 of 2022
	By means of this application applicant wants to amend relief clause in
	the O.A.
	The instant O.A. has been filed for grant of family pension and the
	proposed amendment, if allowed, will not change the nature of application. In
	the result application is allowed.
	Amendment application is disposed off.
	Let amendment be incorporated within a week.
	Thereafter, respondents may file counter affidavit within four weeks.
	M.A. No. 99 of 2022
	Heard Shri Ashok Kumar, Ld. Counsel for the applicant and Shri Ashish
	Kumar Singh, Ld. Counsel for the respondents.
	Applicant has filed this application for grant of family pension after
	setting aside the order of dismissal of her husband datedThere is a delay of
	21 years, 04 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 on account of reasons
	stated in affidavit filed in support of application.
	Per contra, learned counsel for the respondents submits that cause
	shown by the applicant is not sufficient.
	Upon hearing submissions of learned counsel for both the sides we find
	that bar of limirtation is not applicable in pensionary matters. We further find
	that delay has been properly explained and cause shown are sufficient.

Accordingly, delay in filing of application is condoned. Application

O.A. No. 72 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 this case on 28.04.2022 for hearing.

(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)
Member (J)

rathore

T.A. No. 3 of 2021

Ex. Nk Clk. Netrapal Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Rohit Kumar , Ld. Counsel
	for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the
	respondents are present.
	Learned counsel for the respondents seeks and is allowed three weeks
	further time to file counter affidavit.
	List on 29.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

Ex. A No. 51 of 2018 with M.A. No. 303 of 2020 Inre O.A. 169 of 2011

Lt. Col. Lokesh Kandpal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Dr. Ashish Asthana and Shri
	Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri RK.S.
	Chauhan, Ld. Counsel for the respondents are present.
	List on 25.03.2022 for final hearing on which date Col Sachchidanand
	Prabhu, Col MS (Legal) shall also be present.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 182 of 2016

Lt. Col. Manish Mishra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Yogesh Kesarwani, Ld. Counsel for the
	respondents are present.
	The case needs physical hearing.
	List on 05.05.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 308 of 2017

Col. V.K. Tiwari Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Shashank Shekar Shukla and Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Namit
	Sharma, Ld. Counsel for the respondents are present.
	The case needs physical hearing.
	List on 25.03.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 404 of 2021

Ex Gentleman Cadet (GC)

Anshuman Rawat Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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 Lalit Kumar and Dr. Ashish
	Asthana, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for
	the respondents are present.
	Counter affidavit filed by the respondents is taken on record.
	Learned counsel for the applicant prays for and is allowed two weeks
	time to file rejoinder affidavit.
	List on 23.03.2022 for hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 309 of 2017

Col Vikram Chauhan

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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, Shri
	Indra Sen Singh and Shri Ravi Prakash Tripathi, Ld. Counsel for the applicant
	and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.
	As prayed by learned counsel for the applicant, list on 25.03.2022 for
	hearing.
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to the case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 382 of 2017

Col. Dilip Singh Shekhawat

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Prakash Tripathi, Shri
	Virat Anand Singh and Shri Indrasen Singh, Ld. Counsel for the applicant and
	Shri G.S Sikarwar, Ld. Counsel for the respondents are present.
	As prayed by learned counsel for the applicant, list on 25.03.2022 for
	hearing.
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to the case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 556 of 2018

Applicant

Shyam Singh GurjarBy Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Pradeep Dwivedi, Shri R. Chandra and Shri K.C. Ghildiyal, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. The matter needs physical hearing.
	List on 28.04.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 610 of 2018

Hav. Dharmendra Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Ajit Singh Gaherwar and Shri S.N. Singh Gaherwar, Ld. Counsel for the applicant and Shri Yogesh
	Kesarwani, Ld. Counsel for the respondents are present. The matter needs physical hearing.
	List on 28.04.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 314 of 2019

Applicant

Col. Harish Khangarot (Retd)By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)
İ	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 G.S. Sikarwar, Ld. Counsel for the
	respondents are present.
	The matter needs physical hearing.
	List on 05.05.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 155 of 2020

Ex. Sub Subhas Chandra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 K.P. Datta, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents
	are present.
	The matter needs physical hearing.
	List on 06.05.2022 for physical hearing.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

O.A. No. 266 of 2020

Neeraj Kumar Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the	Orders of the Tribunal
Registry	
	28.02.2022 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 Shyam Singh, Ld. Counsel for the
	respondents are present.
	Learned counsel for the applicant submits that he is no more counsel
	of the applicant in the case as he has handed over the paper book of the case
	and has also given No Objection Certificate to the applicant on 05.12.2021 to
	engage another counsel.
	In view of the above, issue notice to the applicant to engage some
	other counsel in the case.
	List on 29.04.2022 .
	(Vice Admirel Abbert Berkungth Kerne) (Inetice Umach Charatre Criticatore)
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

O.A. No. 276 of 2020

Ex. Sigmn Pramesh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
Registry	
	28.02.2022
	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,
	Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for
	the respondents are present.
	The matter needs physical hearing.
	List on 09.05.2022 for physical hearing.
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

O.A. No. 731 of 2020 with M.A. No. 117 of 2021 M.A. No. 443 of 2020 Along with Ex. No.51 of 2021 Inre O.A. 731 of 2020

Maj. Vinay Sharma

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	O.A. No. 731 of 2020
	On the case being taken up for hearing Maj Vinay Sharma, the
	applicant and Shri Shri Namit Sharma, Ld. Counsel for the respondents are
	present.
	Counter affidavit filed by the respondents is taken on record.
	Applicant may file rejoinder affidavit within three weeks.
	Maj Vinay Sharma, the applicant submits that his counsel Col YR
	Sharma (Retd) is not well since long. He further submits that in the
	circumstances he wish to engage Shri Sidharth Nandan as his counsel.
	List on 29.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)
	Member (A) Member (J)
	UKT/-

Ex. No.51 of 2021 Inre O.A. 731 of 2020 Along with O.A. No. 731 of 2020 with M.A. No. 117 of 2021 M.A. No. 443 of 2020

Maj. Vinay Sharma

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)
	Ex. No.51 of 2021
	On the case being taken up for hearing Shri Rohit Kumar, learned
	counsel for the applicant and Shri Shri Namit Sharma, Ld. Counsel for the
	respondents are present.
	Objection to execution application filed by the respondents is taken on
	record.
	Learned counsel for the applicant submits that copy of objection has
	not been received by him.
	Let copy of objection be given to learned counsel for the applicant by
	today itself who may file reply within four weeks.
	List on 29.04.2022 .
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

O.A. No. 759 of 2020

Prashant SinghBy Legal Practitioner for the Applicant Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal	
	28.02.2022	
	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.	
	As prayed, list on 02.05.2022 .	
	On the date fixed, learned counsel for the respondents shall prod	uce
	original documents pertaining to case for perusal of the Bench.	
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivasta Member (A) Member (J)	va)
	UKT/-	

O.A. No. 55 of 2021

Ex. Rfn. Keval Rana

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022
	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 K.K.S. Bisht and Shri
	Prakhar Kankan, Ld. Counsel for the applicant and Dr. Shailendra Sharma
	Atal, Ld. Counsel for the respondents are present.
	As prayed by learned counsel for the respondents, list on 02.03.2022 .
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

O.A. No. 217 of 2021

Ex. Sep Manoj Kumar Sejwal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 K.K. Misra, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present. As prayed, list on 30.03.2022.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. No. 236 of 2021

Ex. Hav. Ram Bachan Singh Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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, Ld. Counsel for the applicant and Shri Jai Narayan Mishra, Ld. Counsel for the
	respondents are present. The matter needs physical hearing. List on 09.05.2022 for physical hearing.
	On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. (A) No. 309 of 2016

Gyanendra Madhukar

Appellant

By Legal Practitioner for the Appellant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Devensh Bhardwaj, Ld. Counsel for the appellant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.
	The matter needs physical hearing. List on 02.05.2022 for physical hearing. On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

O.A. (A) No. 594 of 2018

Nk. Gyaneshwar Prasad Pandey

Appellant

By Legal Practitioner for the Appellant

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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.P. Tripathi, Ld. Counsel
	for the appellant and Shri R.C. Shukla, Ld. Counsel for the respondents are
	present.
	The matter needs physical hearing.
	List on 04.05.2022 for physical hearing.
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	LIKT/-

T.A. No. 149 of 2010

Virendra Kumar Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

Notes of the	Orders of the Tribunal
Registry	
	28.02.2022
	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. Ashok Kumar (Retd) and
	Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld.
	Counsel for the respondents are present.
	The matter needs physical hearing.
	List on 27.04.2022 for physical hearing.
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	LIKT/-

T.A. No. 24 of 2012

Ex. Gnr Yogendra Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

Notes of the	Orders of the Tribunal
Registry	
	28.02.2022
	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 Pushpendra Kumar
	Dhaka, Ld. Counsel for the petitioner and Shri Namit Sharma, Ld. Counsel for
	the respondents are present.
	The matter needs physical hearing.
	List on 26.04.2022 for physical hearing.
	On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

T.A. No. 15 of 2017 with M.A. No. 35 of 2020

Petitioner

Bhupendra Singh BhadauriaBy Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Maj. R.D. Singh (Retd), Ld. Counsel for the petitioner and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.
	The matter needs physical hearing. List on 09.05.2022 for physical hearing. On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)

T.A. No. 2 of 2018

Mohd. Yasin Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	28.02.2022 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 Arvind Kumar Pandey, Ld. Counsel for
	the respondents are present. The matter needs physical hearing.
	List on 10.05.2022 for physical hearing. On the date fixed, learned counsel for the respondents shall produce
	original documents pertaining to case for perusal of the Bench.
	(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)
	UKT/-

O.A. No 471 of 2021

Ex WO Rajiv Bhatia

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	
	28.02.2022 Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)	
	Heard 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.	
	Submission of learned counsel for the respondents is that counter	
	affidavit in this case could not be filed due to reason that original documents	
	pertaining to case have been sent to officer dealing with the case as an appeal	
	in this case is to be decided. Counter affidavit shall be filed on receipt of	
	documents. He further submits that direction may be issued to officer	
	concerned dealing with the appeal to return original documents so that counter	
	affidavit may be filed in the matter.	
	Considering that counter affidavit in this case has not been filed due	
	to reason that original documents are not available, concerned officer is	
	directed to decide the appeal and return the original documents within four	
	weeks from today. On receipt of original documents, the Respondents may file	
	counter affidavit by the date fixed.	
	List on 02 05 2022	

List on **02.05.2022**.

(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava)
Member (J)

UKT/-