

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

**M.A. No. 1305 of 2022 with M.A. No. 1306 of 2022 Inre : O.A. No. 674 of 2021**

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

**Versus**

**Ex. Hav. Ramavtar Yadav** Respondent  
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p style="text-align: center;">Heard Dr. Chet Narayan Singh, Ld. Counsel for the applicants – Union of India &amp; Others.</p> <p style="text-align: center;">This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 17.02.2022 of this Tribunal in Original Application No. 674 of 2021.</p> <p style="text-align: center;">There is a delay of 08 months and 17 days in filing of Leave to Appeal.</p> <p style="text-align: center;">Submission of Ld. Counsel for the applicants – Union of India &amp; Others is that delay in filing leave to appeal is not deliberate. His further submission is that vide letter dated 19.10.2022 the present Counsel has been informed that applicants want to approach Hon'ble Supreme Court. After receiving instructions from the applicant the present leave to appeal has been filed. Thus, his submission is that delay is not deliberate, but for the reasons stated above.</p> <p style="text-align: center;">Having heard the submission of Ld. Counsel for the applicants – Union of India &amp; others and considering the facts and circumstances of the case, we find that explanation offered by the applicants for delay in filing Leave to Appeal is not sufficient. It is settled in law that if time limit is given for filing of any application and the same is not filed within that time limit, delay should be explained on day to day basis which applicant has utterly failed in the present</p>

case. Further, we find that no point of law of general public importance is involved so that leave may be granted.

In the result, we find that delay is not condonable.

Accordingly, delay condonation application is **dismissed**.

Leave to Appeal is also **dismissed** being barred by time as well as on merit.

**(Maj. Gen. Sanjay Singh)**  
Member (A)

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

AKD/-

**Form No. 4**  
**{See rule 11(1)}**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (Sl. No. 2)**

**Ex. A. No. 43 of 2018 Inre : M.A. No. 972 of 2017 Inre : O.A. No. (Nil) of 2017**

**Rect. Shailesh Mishra**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Om Prakash Kushwaha, Ld. Counsel for the applicant, Dr. Gyan Singh, Ld. Counsel for the respondent Nos. 1 to 4 and Shri Ashish Mishra, Ld. Counsel for the respondent No. 5 are present.</p> <p>It is submitted by the Ld. Counsel for the respondent No. 5 that affidavit of compliance is ready and will be filed in the Registry within two days. It is further submitted that physical presence of the Branch Manager of the concerned Bank be dispensed with till the filing of the affidavit.</p> <p>Let affidavit of compliance be filed within two days as prayed and till then the physical presence of the Branch Manager of the concerned Bank shall remain dispensed with.</p> <p>List on <b>06.01.2023</b>.</p> <p>Registry is directed to reflect the name of Dr. Gyan Singh, Advocate as Counsel for the respondent Nos. 1 to 4 when the case is listed next.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (Sl. No. 3)**

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

**Ex. Sub. (Clk. SD) Gaikwad Sayaji Dadaso**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Ashok Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>It is submitted by the Ld. Counsel for the respondents that case file of the applicant for implementation of the order has been processed, four weeks further time be granted to file affidavit of compliance which is allowed.</p> <p>List on <b>17.02.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (SI. No. 4)**

**Ex. A. No. 38 of 2022 Inre : O.A. No. 292 of 2020**

**Ex. Sep. Jag Vijay Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>It is submitted by the Ld. Counsel for the respondents that case file of the applicant for implementation of the order has been processed, four weeks further time be granted to file affidavit of compliance which is allowed.</p> <p>List on <b>17.02.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**Court No.1 (SI. No. 5)**

**Ex. A. No. 271 of 2022 Inre : O.A. No. 351 of 2021**

**Ex. Nk. (TS) Ranjan Lal Vishwakarma**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri K.P. Datta , Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents, three weeks further time is granted to file affidavit of compliance on payment of Rs.10,000/- as cost.</p> <p>Respondents are directed to deposit the cost due against them by the next date fixed.</p> <p>List on <b>15.02.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**Court No.1 (Sl. No. 6)**

**Ex. A. No. 323 of 2022 Inre : O.A. No. 25 of 2022**

**Ex. Rect. Aditya Pratap Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Dharam Raj Singh, Ld. Counsel for the applicant and Shri J.N. Mishra, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents three weeks further time is granted to file affidavit of compliance.</p> <p>List on <b>07.02.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (SI. No. 7)**

**O.A. No. 60 of 2022**

**Ex. Sep. Ramadhar Saroj**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai Ld. Counsel for the respondents are present.</p> <p>It is submitted by the Ld. Counsel for the respondents that Counter Affidavit is ready and will be filed in the registry within a week.</p> <p>Let Counter Affidavit be filed within time as prayed failing which opportunity will stand closed without any reference.</p> <p>List on <b>03.03.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>



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**Court No.1 (SI. No. 8)**

**O.A. No. 899 of 2022**

**Col. Arun Kumar (Retd.)**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents three weeks further time is granted to file Counter Affidavit as a last chance.</p> <p>List on <b>03.02.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**Court No.1 (SI. No. 9)**

**O.A. No. 922 of 2022**

**Ex. Hav. Arvind Kumar Pandey**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Pushendra Mishra, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents three weeks further time is granted to file Counter Affidavit.</p> <p>List on <b>23.01.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (SI. No. 10)**

**O.A. No. 923 of 2022**

**Ex. Sub. Amar Nath Yadava**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Shiv Kumar Saroj, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents three weeks further time is granted to file Counter Affidavit.</p> <p>List on <b>24.01.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (SI. No. 11)**

**O.A. No. 925 of 2022**

**Ex. Sub. Maha Ram**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Virendra Kumar Gupta, Ld. Counsel for the applicant and Ms. Preeti Mala, Ld. Counsel for the respondents are present.</p> <p>Vide order dated 14.11.2022 this Tribunal has directed the applicant to take steps for impleadment of Pension Disbursing Authority as party in the Original Application. The steps have not taken so far.</p> <p>Ld. Counsel for the applicant prays for and is granted two weeks further time as a last chance for taking steps.</p> <p>List on <b>20.01.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.1 (SI. No. 12)**

**O.A. No. 928 of 2022**

**Ex. Sep. Ravi Kant Dubey**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>02.01.2023</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri V.P. Pandey and Shri Rakesh Kumar Singh, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents three weeks further time is granted to file Counter Affidavit.</p> <p>List on <b>25.01.2023</b>.</p> <p style="text-align: center;"><b>(Maj. Gen. Sanjay Singh)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>