

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

O.A. No. 237 of 2023 with M.A. No. 245 of 2023
Sub Ram Chandra Prasad **Applicant**
By Legal Practitioner for the Applicant : Shri KK Misra, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Sunil Sharma

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Memo of Appearance filed by Shri Sunil Sharma, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p>On the case being taken up for hearing Shri KK Misra, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</p> <p>The Original Application has been filed with delay of eight days. Regarding delay the submission of the Ld. Counsel for the applicant is that matter pertains to grant of Honorary Commission. His further submission is that applicant has explained the delay in affidavit filed in support of application and, in view of this, delay is liable to be condoned.</p> <p>Ld. Counsel for the respondents has vehemently opposed the prayer saying there being delay in filing the Original Application and explanation for delay offered by the applicant being not sufficient, application should be dismissed.</p> <p>Considering this aspect and explanation of delay offered by the applicant, being sufficient, as seems, delay deserves to be condoned.</p> <p>In the result, delay condonation application is allowed.</p> <p><u>O.A. No. 237 of 2023</u></p> <p>Heard. It is a fit case for adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case on 08.05.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. (A) No. 238 of 2023 with M.A. No. 246 of 2023

**Sep Raj Kumar Yadav (Through
Pairokar Dharmveer Singh)**

Applicant

By Legal Practitioner for the Applicant : WgCdr Pushendra Kumar
Dhaka (Retd), Advocate
ShriShailendra Kumar Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">Memo of Appearance filed by Shri Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file objection on maintainability of the case.</p> <p style="text-align: center;">List on 10.04.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 42 of 2023 Inre: O.A. No. 402 of 2018

Ex Sub Prasanth M Kurup

Applicant

By Legal Practitioner for the Applicant : Shri KK Misra, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Yogesh Kesarwani

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Memo of Appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p>On the case being taken up for hearing Shri KK Misra, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file compliance report.</p> <p>List on 18.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 49 of 2022 Inre: O.A. No. 253 of 2019

Ex Sgt Dinesh Kumar Saxena

Applicant

By Legal Practitioner for the Applicant : Shri Pankaj Kumar Shukla, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shyam Singh

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Mahendra Kumar, Advocate, holding brief of Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Shyam 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 compliance report.</p> <p>List on 11.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 241 of 2022 Inre: O.A. No. 308 of 2021

Ex HFO/MWO Bal Krishna Mishra **Applicant**
By Legal Practitioner for the Applicant : Shri R Chandra, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Rajiv Pandey

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri R Chandra, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>Compliance report filed by the respondents is taken on record. Learned counsel for the applicant prays for and is granted four weeks' time to file objection, if any.</p> <p style="text-align: center;">List on 18.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 341 of 2022 Inre: O.A. No. 330 of 2021

Nb Sub Dharmendra Kumar Singh **Applicant**
By Legal Practitioner for the Applicant : Shri KP Datta, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Ashish Kumar Singh

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri KP Datta, 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 order of Tribunal has been complied with. He prays for and is granted two weeks' time to file compliance report.</p> <p>List on 10.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>Ukt/-</p>

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EX - A No. 368 of 2022 Inre: O.A. No. 30 of 2021

Ex Sep Abhinash Chandra

Applicant

By Legal Practitioner for the Applicant : WgCdr SN Dwivedi (Retd), Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Amit Jaiswal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Amit Jaiswal, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">No one is present on behalf of the applicant.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' and no more time to file compliance report.</p> <p style="text-align: center;">List on 11.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 391 of 2022 Inre: O.A. No. 223 of 2022

Lt Col Mukesh Kumar (Retd) **Applicant**
By Legal Practitioner for the Applicant : Shri JL Joel, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Yogesh Kesarwani, Ld. Counsel for the respondents is present.</p> <p>No one is present on behalf of the applicant.</p> <p>Learned counsel for the respondents prays for further four weeks' time to file compliance report. After availing number of chances, compliance report has not been filed. As a last chance, four weeks' further time is granted to file compliance report failing which respondents shall pay additional cost of Rs. 10,000/- which shall be remitted to the applicant.</p> <p>List on 03.04.2023.</p> <p>Copy of this order be provided to respondents free of cost.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 2 of 2023 Inre: O.A. No. 308 of 2022

Rfn Ekhalaq Ahamad (Retd)

Applicant

By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Mrs. Kavita Mishra

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Mrs. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for further four weeks' time to file compliance report. As a last chance, four weeks' and no more time is granted to file compliance report.</p> <p>List on 18.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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EX - A No. 5 of 2023 Inre: O.A. No. 412 of 2021

Ex Nk Madan Singh

Applicant

By Legal Practitioner for the Applicant : Shri Pawan Bisht, Advocate
Ms. Priyanka Chaudhary, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Ms. Appoli Srivastava

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Pawan Bisht, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' further time to file compliance report.</p> <p style="text-align: center;">List on 24.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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M.A. No. 175 of 2023 with M.A. No. 176 of 2023
DY- No. 2565 of 2022

Smt. Pushpa Devi W/o Ex Sub
Vijay Kumar Shukla

Applicant

By Legal Practitioner for the Applicant : Shri Narendra Pratap Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Shailendra Sharma Atal, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">No one is present on behalf of the applicant.</p> <p style="text-align: center;">Learned counsel for the respondents submits that no adjournment should be granted in this case as Shri Narendra Pratap Singh, learned counsel for applicant was not present on last date also. He further submitted that earlier also case was dismissed for want of prosecution. Being a case of restoration, one opportunity is granted to applicant and the case is adjourned. It is clarified that on the next date fixed, if learned counsel for the applicant is not available, the case shall be dismissed for non prosecution.</p> <p style="text-align: center;">List on 22.03.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 301 of 2012

Padam Bahadur Gurung & Others

Applicants

By Legal Practitioner for the Applicants : Shri Veer Raghav Chaubey, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Mrs. Anju Singh

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Mrs. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the applicant submits that in similar matter Hon'ble Apex Court has passed order. He prays for and is granted one week time to file copy of the order.</p> <p>List on 18.03.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 448 of 2021

Ex Hav (ACP Nb Sub) Sujay Kumar **Applicant**
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Rajesh Shukla

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</p> <p style="text-align: center;">List on 18.04.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 463 of 2021 with M.A. No. 484 of 2021

Ex L/NK (TS) MT Ram Nath Singh **Applicant**
By Legal Practitioner for the Applicants : Shri R Chandra, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Amit Jaiswal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri R Chandra, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>The Original Application has been filed with delay of 05 years, 04 months and 07 days. Regarding delay the submission of the Ld. Counsel for the applicant is that matter pertains to Summary Court Martial. His further submission is that applicant has explained the delay in affidavit filed in support of application and, in view of this, delay is liable to be condoned.</p> <p>Ld. Counsel for the respondents has vehemently opposed the prayer saying there being delay in filing the Original Application and explanation for delay offered by the applicant being not sufficient, application should be dismissed.</p> <p>Considering this aspect and explanation of delay offered by the applicant, being sufficient, as seems, delay deserves to be condoned.</p> <p>In the result, delay condonation application is allowed.</p> <p><u>O.A. No. 463 of 2021</u></p> <p>Heard. It is a fit case for adjudication.</p> <p>Admit.</p> <p>Pleadings have been exchanged. The case is ripe for hearing.</p> <p>List this case on 14.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 60 of 2022

Ex Sep Ramadhar Saroj

Applicants

By Legal Practitioner for the Applicants : Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Mrs. Deepti Prasad Bajpai

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Capt Uma Yadav, Departmental Representative for the respondents are present.</p> <p>Departmental Representative for the respondents prays for further four weeks' time to file counter affidavit. After availing number of chances, counter affidavit has not been filed. As a last chance, four weeks' and no more time is granted to file counter affidavit.</p> <p>List on 17.04.2023.</p> <p>Copy of this order be provided to respondents free of cost.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 862 of 2022

Ex Sgt Ajeet Kumar Dwivedi

Applicants

By Legal Practitioner for the Applicants : Shri Sudhir Kumar Singh, Advocate
Shri Abhishek Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Asheesh Agnihotri

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for further four weeks' time to file counter affidavit. After availing number of chances, counter affidavit has not been filed. As a last chance, four weeks' and no more time is granted to file counter affidavit.</p> <p style="text-align: center;">List on 11.04.2023.</p> <p style="text-align: center;">Copy of this order be provided to respondents free of cost.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 1020 of 2022

Ex Sep Santosh Kumar (DSC)

Applicant

By Legal Practitioner for the Applicant : Shri Avanish Kumar Singh, Advocate
Shri Yogesh Yadav, Advocate
Shri Sanjeev Kumar Mishra, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Pushpendra Mishra

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Avanish Kumar Singh,, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for further four weeks' time to file counter affidavit. After availing number of chances, counter affidavit has not been filed. As a last chance, four weeks' and no more time is granted to file counter affidavit, failing which respondents shall pay cost of Rs. 10,000/- which shall be remitted to the applicant.</p> <p style="text-align: center;">List on 03.04.2023.</p> <p style="text-align: center;">Copy of this order be provided to respondents free of cost.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 1095 of 2022

Ex Rect Bolke Vijay Motiram

Applicant

By Legal Practitioner for the Applicant : Shri Nand Kishore, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Mrs. Deepti P Bajpai

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for Capt Uma Yadav, Departmental Representative for the respondents is present.</p> <p style="text-align: center;">Departmental Representative for the respondents prays for further four weeks' time to file counter affidavit. After availing number of chances, counter affidavit has not been filed. As a last chance, four weeks' and no more time is granted to file counter affidavit.</p> <p style="text-align: center;">List on 12.04.2023.</p> <p style="text-align: center;">Copy of this order be provided to respondents free of cost.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 89 of 2023

Ex Sigmn Sohan Kumar

By Legal Practitioner for the Applicants : Shri Ved Prakash, Advocate
Shri Devendra Kumar, Advocate
Shri Vinay Pandey, Advocate

Applicants

Versus

Union of India & Others

By Legal Practitioner for Respondents : Ms. Prerna Singh

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Ms. Prerna Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for further four weeks' time to file counter affidavit. After availing number of chances, counter affidavit has not been filed. As a last chance, four weeks' and no more time is granted to file counter affidavit.</p> <p style="text-align: center;">List on 13.04.2023.</p> <p style="text-align: center;">Copy of this order be provided to respondents free of cost.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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O.A. No. 94 of 2023

Ex Sub Yogendra Yadav

Applicants

By Legal Practitioner for the Applicants : Shri Manoj Kumar Awasthi, Advocate
Shri Anshuman Srivastava, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri JN Mishra

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri JN Mishra, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted further four weeks' time to file counter affidavit.</p> <p style="text-align: center;">List on 18.04.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

O.A. (A) No. 29 of 2021 with M.A. No. 999 of 2022

Ex Nk Shankar Ingali

Applicants

By Legal Practitioner for the Applicants : Shri Vinay Pandey, Advocate
Shri Prasoon Kumar Anjor, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Sunil Sharma

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents prays for and is granted further four weeks' time to file counter affidavit.</p> <p>List on 17.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

O.A. (A) No. 597 of 2022 with M.A. No. 704 of 2022

Sep Dushyant Singh

Applicants

By Legal Practitioner for the Applicants : Shri Vinay Pandey, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Amit Jaiswal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the applicant submits that statutory complaint filed by the applicant has been decided and copy of the same has been forwarded to the applicant who is in jail. He prayed that respondents be directed to provide a copy of the order passed by the competent authority in statutory complaint. His prayer was rejected as He was asked authority under which copy of the order</p> <p style="text-align: center;">List on 18.04.2023.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

R.A. No. 94 of 2022 Inre: O.A. No. 279 of 2022

Smt. Janki Devi Chhetri W/o **Applicant**
Late Ex Hav Rohit Dhar Chhetri
By Legal Practitioner for the Applicants : Shri VP Pandey, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri DK Dixit, holding brief of Shri VP Pandey, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>Shri DK Dixit, submits that learned counsel for the applicant is not present and prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List on 22.03.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

DY- No. 57 of 2023 Inre: O.A. No. 202 of 2022

Union of India & Others

Applicant

By Legal Practitioner for the Applicants : Shri Gyan Singh, Advocate

Versus

Col (Retd) Surya Prakash Singh

Respondents

By Legal Practitioner for Respondents :

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Gyan Singh, Ld. Counsel for the applicant is present.</p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 202 of 2022. Admittedly, the application is time barred and has been moved after elapse of one year which is 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. Accordingly, application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p><u>Dy. No 57 of 2023</u></p> <p>Learned counsel for the respondents has removed the defects.</p> <p>This is an application for grant of leave to appeal which has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected. Only argument of learned counsel for the applicant is that it is barred by time. No question of law of general public importance could be brought to our notice.</p> <p>In consequence thereof, the application for leave to appeal is dismissed on the ground of delay as well as on merits.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

R.A. No. 264 of 2017 Alongwith T.A. No. 82 of 2016 (Decided)

Devendra Singh

Applicant

By Legal Practitioner for the Applicants : Shri Mukesh Kumar, Advocate
Shri SS Rajawat, Advocate
Shri Shailendra Kumar Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Yogesh Kesarwani

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">As prayed by learned counsel for the parties, list on 06.04.2023 for further hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">Learned counsel of both the parties shall file their written submission by the date fixed.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

O.A. No. 228 of 2021

Dfr Shiv Chand Singh Chauhan **Applicant**
By Legal Practitioner for the Applicants : Shri Prabhat Kumar Tripathi, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Ms. Kavita Yadav, holdidng brief of Shri Prabhat Kumar Tripathi, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Ms. Kavita Yadav, submits that his senior is not available today and prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List on 24.04.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

O.A.(A) No. 191 of 2014

Ravi Shankar Singh **Applicant**
By Legal Practitioner for the Applicants : Shri KKS Bisht, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Asheesh Agnihotri

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Asheesh Agnihotri, Ld. Counsel for the respondents is present. No one is present on behalf of the applicant. List on 24.04.2023. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

O.A.(A) No. 500 of 2017

Vijai Misra

By Legal Practitioner for the Applicants : Col AK Srivastava (Retd) , Advocate
Shri Dharam Raj Singh, Advocate
Shri Shyam Sunder Bjpai,

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents : Shri Yogesh Kesarwani

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Shailendra Kumar Singh, holding brief of Shri Dharam Raj Singh, Ld. Counsel for the applicant and Shri GS Sikarwar, Ld. Counsel for the respondents are present.</p> <p>Shri Shailendra Kumar Singh submits that Shri Dharam Raj Singh is not available today and prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p>List on 25.04.2023.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

T.A. No. 2 of 2019

Ex L Nk RA Gupta

Applicant

By Legal Practitioner for the Applicants : Shri Shivendra Pratap Singh , Advocate
Shri Vivekanand, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri GS Sikarwar

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri GS Sikarwar, Ld. Counsel for the respondents are present.</p> <p>Shri Yashpal Singh submits that he will file his vakalatnama on behalf of the applicant. He prays for and is granted two weeks' time to file vakalatnamaas well as to prepare the case.</p> <p>Pleadings have been exchanged and the case is ripe for hearing.</p> <p>List on 25.04.2023.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Learned counsel of both the parties are directed to file their written submission by the next date fixed.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>

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

O.A. No. 456 of 2020

Ex Sep Anil Kumar Sharma & Another **Applicant**
By Legal Practitioner for the Applicant : Shri SG Singh, Advocate

Versus

Union of India & Others **Respondents**
By Legal Practitioner for Respondents : Shri Amit Jaiswal

Notes of the Registry	Orders of the Tribunal
	<p><u>03.03.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Amit Jaiswal, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">No one is present on behalf of the applicant.</p> <p style="text-align: center;">In spite of availing several opportunities, rejoinder affidavit has not been filed by the applicant. As a last chance, four weeks' further time is granted to file rejoinder affidavit.</p> <p style="text-align: center;">List on 18.04.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) Ukt/-</p>