

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

O.A. No.896 of 2023 with M.A. No.1160 of 2023

Ex. L/NK Dev Raj Singh Applicant
By Legal Practitioner for the Applicant : Wg. Cdr. Ajit Kakkar (Retd.), Advocate
Shri Manoj Kumar Awasthi, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.3. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 06 months and 26 days in filing of Original Application.4. Being a pensionary matter, delay is condoned.5. Delay condonation application stands disposed off. <p><u>O.A. No. 896 of 2023</u></p> <ol style="list-style-type: none">6. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability pension has been wrongly rejected by the respondents.7. Case needs adjudication.8. Admit.9. 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.10. List on 13.10.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 2)
O.A. No. 897 of 2023

Ex. Sub. Mohan Singh Bisht Applicant
By Legal Practitioner for the Applicant : Shri Gopal Singh Bhakuni, Advocate
Shri K.K.Singh Bisht, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal , Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Dr. Shailendra Sharma Atal , Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Gopal Singh Bhakuni and Shri K.K.Singh Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.3. This Original Application has been filed for the grant of honorary commission to the applicant.4. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of honorary commission has been wrongly rejected by the respondents.5. Case needs adjudication.6. Admit.7. 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.8. List on 16.10.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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

Ex. A. No. 237 of 2023 Inre O.A. No. 290 of 2020

Ex. L Dfr.(NK) Gajendra Singh Applicant
By Legal Practitioner for the Applicant : Applicant in person

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Ms. Anju Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Ms. Anju Singh, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. Heard Ms.Anju Singh, Ld. Counsel for the respondents. None is present on behalf of the applicant.3. The instant execution application has been filed by the applicant for noncompliance of the order dated 04.06.2021 passed by this Tribunal in OA No. 290 of 2020.4. Ld. Counsel for the respondents prays for and is granted two weeks time to seek instructions and to file compliance report.5. List on16.10.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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

M.A. No. 1159 of 2023 with M.A. No. 128 of 2023

Ex.WO Vimal Kumar Applicant
By Legal Practitioner for the Applicant : Shri Ram Saran Awasthi, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Ram Saran Awasthi, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Ram Saran Awasthi, Ld. Counsel for the applicant – Uol& Others.3. Through this MA No. 1159/2023, the respondents in the O.A has sought correction in Para 9 of the judgement and order dated 19.05.2023 passed by this Tribunal in O.A No. 128 of 2023.4. Perusal of the order reveals that it is a typographical error. Hence, correction application is allowed. Necessary correction has been made in the judgement and order dated 19.05.2023.5. Accordingly, M.A No. 1159/2023 stands disposed of.6. Registry is directed to provide corrected copy of the judgement to the parties. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 5)

M.A. No. 1161 of 2023 with M.A. No. 1162 of 2023
Inre O.A. No. 835 of 2022

Union of India & Others

Applicants

By Legal Practitioner for the Applicants : Dr. Gyan Singh, Advocate

Versus

Ex. Hav. Prem Chand

Respondent

By Legal Practitioner for Respondent :

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Dr. Gyan Singh, Ld. Counsel for the applicants-Union of India and Others.2. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 31.01.2023 of this Tribunal in Original Application No. 835/2022.3. It is submitted by the Ld. Counsel for the applicants – Union of India & others that applicants want to file Appeal against the decision of this Tribunal, leave be granted for the same and delay of 04 months 24 days in filing of application be condoned.4. In view of the facts stated in affidavit filed in support of delay condonation application, we find that cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed off accordingly.5. Upon hearing submission of Ld. Counsel for the applicants, we find that no point of law of general public importance is involved so that leave may be granted.6. Accordingly, Leave to Appeal is dismissed. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 6)

M.A. No. 1163 of 2023 with M.A. No. 1164 of 2023
Inre O.A. No. 683 of 2022

Union of India & Others

Applicants

By Legal Practitioner for the Applicants: Dr. Gyan Singh, Advocate

Versus

Ex. Hav. S. Ravi Shankar

Respondent

By Legal Practitioner for Respondent:

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Dr. Gyan Singh, Ld. Counsel for the applicants- Union of India and Others.2. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 31.01.2023 of this Tribunal in Original Application No. 683/2022.3. It is submitted by the Ld. Counsel for the applicants – Union of India & others that applicants want to file Appeal against the decision of this Tribunal, leave be granted for the same and delay of 04 months 28 days in filing of application be condoned.4. In view of the facts stated in affidavit filed in support of delay condonation application, we find that cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed off accordingly.5. Upon hearing submission of Ld. Counsel for the applicants, we find that no point of law of general public importance is involved so that leave may be granted.6. Accordingly, Leave to Appeal is dismissed. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 7)

R.A. No. 46 of 2023 with M.A. No. 1158 of 2023
Inre O.A. No. 184 of 2023

Union of India & Others

Applicants

By Legal Practitioner for the Applicants : Shri Ram Saran Awasthi, Advocate

Versus

Ex Sgt Suresh Chandra Yadav

Respondents

By Legal Practitioner for Respondent:

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case is being taken up for hearing Shri Ram Saran Awasthi, Ld. Counsel for the applicants – Union of India and Others is present.2. This review application has been filed by the respondents in the O.A to review the order dated 20.04.2023 passed by this Tribunal. There is delay of 02 months and 07 days in filing this review application.3. Issue notice to the Opposite parties returnable within four weeks.4. List on 15.09.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 8)

Ex. A. No. 258 of 2023 Inre O.A. No. 533 of 2021

Ex. Sgt. Bramha Lal Sharma Applicant
By Legal Practitioner for the Applicant : Shri Sudhir Kumar Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.2. Ld. Counsel for the respondents submits that corrigendum PPO has been issued and seeks three weeks time to file compliance report. In the interest of justice, last opportunity is granted to file the same.3. List on 25.09.2023.4. Copy of the order be provided to the respondents. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 9)

Ex. A. No. 329 of 2022 Inre O.A. No. 652 of 2021

Hav. Navin Kumar (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents assisted by Shri R.K. Tiwari, Account Officer, PCDA, Prayagrajare present.</p> <p>2. Vide previous order of this Tribunal dated 31.05.2023, PIFA was directed to appear before the Court to explain the status with regard to compliance of the order.</p> <p>3. Ld. Counsel for the respondents informed that financial concurrence has been given by the PIFA and the case has been sent for government sanction. He seeks further two weeks' time to file compliance report. Time as prayed is allowed. Personal presence of the Officer (PIFA) is exempted.</p> <p>4. It is also noticed that cost imposed has not been deposited by the respondents. Respondents are directed to deposit the cost on or before the next date.</p> <p>5. List on 12.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 10)

Ex. A. No. 342 of 2022 Inre O.A. No. 16 of 2022

Ex. NK Indrajit Singh Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri D.K.Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Shri D.K.Pandey, Ld. Counsel for the respondents are present.2. It is noticed that neither the order of this Tribunal has been complied with nor the Officer responsible is present before the Court to explain the position, as per previous order.3. Ld. Counsel for the respondents stated that matter is pending before the IHQ, MoD (Army) PS-4 and seeks further time to file compliance report.4. In the interest of justice, last opportunity is granted to the respondents to file compliance report on or before the next date otherwise adverse order shall be passed according to law.5. List on 25.09.2023.6. Copy of the order be given to the respondents. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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

Ex- A. No. 1 of 2023 Inre Ex-A. No. 55 of 2018
& O.A. No. 316 of 2016

Smt. Manju Devi, W/o Late Applicant
Ex. Sep. Jitendra Ram
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate
Shri Saket Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. Vakalatnama filed by Shri Saket Srivastava on behalf of Respondent No. 4 is taken on record. His name shall be shown in the future cause list as counsel for R-4.</p> <p>2. On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal and Shri Saket Srivastava, Ld. Counsel for the respondents are present.</p> <p>3. Shri Saket Srivastava representing respondent No. 4, i.e. Bank prays for and is granted further two weeks time to file compliance affidavit.</p> <p>4. List on 26.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No.12)

Ex. A No. 109 of 2023 Inre O.A. No. 545 of 2022

Ex. PO ELR Pankaj Kumar Mishra Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. 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>2. Ld. Counsel for the respondents stated that matter is pending before the PIFA.</p> <p>3. Ld. Counsel for the respondents prays for further four weeks time to file compliance affidavit. On perusal of order sheet, it transpires that inspite of availing several opportunities respondents have not filed compliance affidavit. As a last opportunity four weeks time is granted to the respondents to file the same on the condition that if compliance affidavit is not filed by the next date fixed, respondents shall have to pay cost of Rs. 5,000/- which shall be remitted to the applicant.</p> <p>4. List on 05.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 13)

Ex- A. No. 111 of 2023 Inre O.A. No. 560 of 2022

Ex. Sub. Maj. Nirmal Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri K.K.Singh Bisht, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Manu Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. On the case being taken up for hearing Shri K.K.Singh Bisht, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the respondents prays for and is granted further four weeks time to file compliance affidavit as a matter of last opportunity.</p> <p>3. List on 26.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 14)

Ex- A. No. 112 of 2023 Inre O.A. No. 559 of 2022

Ex. Sub.Clk Sawant Shankar Pandurang Applicant
By Legal Practitioner for the Applicant : Shri K.K.Singh Bisht, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. On the case being taken up for hearing Shri K.K.Singh Bisht, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the respondents prays for and is granted further four weeks time to file compliance affidavit as a matter of last opportunity.</p> <p>3. List on 26.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 15)

O.A. No. 684 of 2022

Wg. Cdr. D.R.Beniwal Applicant
By Legal Practitioner for the Applicant : Shri Shiv Kant Pandey, Advocate
Shri Amit Pandey, Advocate
Ms. Nisha Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Shiv Kant Pandey and Ms. Nisha Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Rejoinder affidavit filed by the applicant is taken on record.3. Ld. Counsel for the applicant raised objection with regard to the certain paras enumerated in the counter affidavit. He is at liberty to place his argument at the time of final hearing. The issue raised shall be decided on merit according to law.4. Pleadings are complete. Let the case be listed for final hearing.5. List on 13.10.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 16)

O.A. No. 978 of 2022

Smt. Bhuneshvari Devi W/o Applicant
Late Ex. Sep. Kailash Singh
By Legal Practitioner for the Applicant : Shri R. Chandra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Arun Kumar Sahu, Advocate
Shri Ashish Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri R. Chandra, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondent and Shri Ashish Mishra, Id. Counsel for the respondent No. 5 are present.2. As per order dated 04.07.2023, applicant is present in person before the Court.3. CA has already been filed. Ld. Counsel for the applicant stated that he is not inclined to file rejoinder affidavit against it.4. Pleadings are complete. Let the case be listed for final hearing.5. Appearance of applicant in person is exempted.6. List on 26.09.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 17)

O.A. No. 503 of 2023

Ex. MWO Rama Shankar Applicant
By Legal Practitioner for the Applicant : Shri Keshav Sharma, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. On the case being taken up for hearing ShriKeshav Sharma, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the respondents prays for and is granted further four weeks time to file counter affidavit as a matter of last opportunity</p> <p>3. List on 15.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 18)

O.A. No. 509 of 2023

Ex. Hav. Babar Sharad Maruti Applicant
By Legal Practitioner for the Applicant : Shri K.K.Singh Bisht, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri K.K.Singh Bisht, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.2. Counter affidavit filed by the respondents is taken on record.3. Ld. Counsel for the application submitted that he is not inclined to file Rejoinder affidavit.4. O.A is allowed.5. Detailed order on separate sheets.6. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 19)

O.A. No. 598 of 2023 with M.A. No. 730 of 2023

Ex. Rect/Clk Binod Singh Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri R.C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.2. Objection and reply thereof on delay condonation application filed by the respective counsels are taken on record.3. Being a pensionary matter, delay is condoned for the reasons stated in the affidavit filed in support of the delay condonation application.4. Delay condonation application stands disposed off. <p><u>O.A. No. 598 of 2023</u></p> <ol style="list-style-type: none">5. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability pension has been wrongly rejected by the respondents.6. Case needs adjudication.7. Admit.8. 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.9. List on 17.10.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 20)

O.A. No. 227 of 2021

Ex. Sep. Ravendra Singh

Applicant

By Legal Practitioner for the Applicant : Shri Dwijendra Mishra, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Dr. S.N.Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. On the case being taken up for hearing none present for the applicant. Dr. S.N. Pandey, Ld. Counsel for the respondents is present.</p> <p>2. None appears on behalf of the applicant to press the amendment application. Ld. Counsel for the respondents submits that objection to the amendment application has been filed. Same is taken on record.</p> <p>3. Last opportunity is granted to the applicant to press the amendment application otherwise the case shall be decided on merit without taking into consideration the amendment application.</p> <p>4. List on 27.09.2023.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 21)

O.A. No. 356 of 2022

Ris Ramvir Singh Jurel (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Veer Raghav Chaubey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.2. Ld. Counsel for the applicant sought adjournment to comply with the previous order dated 25.05.2023. Ld. Counsel for the respondents opposed it.3. Perusal of the order sheet dated 25.05.2023 reveals that on the previous date, Ld. Counsel for the applicant had stated that he will file recall application alongwith rejoinder affidavit. Today, same request has been made by the Ld. Counsel for the applicant.4. In the interest of justice, last opportunity is granted to the applicant to comply with the previous order on or before the next date of hearing.5. List on 13.09.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J) RK/-</p>

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

O.A. No. 899 of 2023 with M.A. No. 1169 of 2023

Ex. NK Dashrath Singh Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Prerna Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Ms. Prerna Singh, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Ms. Prerna Singh, Ld. Counsel for the respondents are present.3. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 18 years 08 months and 16 days in filing of Original Application.4. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability pension has been wrongly rejected by the respondents.5. Ld. Counsel for the respondents seeks and is allowed four weeks time to file objection against the maintainability of the O.A.6. List on 29.09.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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

O.A. No. 900 of 2023 with M.A. No. 1170 of 2023

Ex. Sgt. Lal Chandra Applicant
By Legal Practitioner for the Applicant : Shri Pradeep Kumar Srivastava, Advocate
Shri Chandrakant Jha, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Adesh Kumar Gupta, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Adesh Kumar Gupta, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri Pradeep Kumar Srivastava, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents are present.3. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 10 months and 29 days in filing of Original Application.4. Being a pensionary matter, delay is condoned.5. Delay condonation application stands disposed off. <p style="text-align: center;"><u>O.A. No. 900 of 2023</u></p> <ol style="list-style-type: none">6. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability pension has been wrongly rejected by the respondents.7. Case needs adjudication.8. Admit.9. 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.10. List on 13.10.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1(Suppl. No. 3)

O.A. No. 901 of 2023 with M.A. No. 1171 of 2023

Ex. Nb. Sub. Santosh Kumar Dixit

Applicant

By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate
Shri Gajendra Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Ms. Amrita Chakraborty , Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Ms. Amrita Chakraborty, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri Vinay Pandey and Shri Gajendra Singh, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present.3. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 02 months and 25 days in filing of Original Application.4. Being a pensionary matter, delay is condoned.5. Delay condonation application stands disposed off. <p><u>O.A. No. 901 of 2023</u></p> <ol style="list-style-type: none">6. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability pension has been wrongly rejected by the respondents.7. Case needs adjudication.8. Admit.9. 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.10. List on 13.10.2023. <p>(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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

Ex. A. No. 239 of 2023 Inre T.A. No. 1 of 2023

Ex. JWO (AUP) Ram Deo Singh Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awashti, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Ramesh Chandra Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Ramesh Chandra Shukla, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents are present.3. The instant execution application has been filed by the applicant for non compliance of the order passed by this Tribunal in TA No. 01 of 2023.4. Ld. Counsel for the respondents prays for and is granted two weeks time to seek instructions and to file compliance report.5. List on 06.10.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 5)

Ex - A. No. 240 of 2023 Inre O.A. No. 720 of 2022

Ex. Nb. Sub. Munna Lal Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Amrita Chakraborty, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Ms. Amrita Chakraborty, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present.3. The instant execution application has been filed by the applicant for non compliance of the order passed by this Tribunal in OA No. 720/2022.4. Ld. Counsel for the respondents prays for and is granted two weeks time to seek instructions and to file compliance report.5. List on 06.10.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 6)

Ex- A. No. 241 of 2023 Inre O.A. 139 of 2017

Smt. Sharda Subba W/o Applicant
Ex. L/NK Gam Bir Subba
By Legal Practitioner for the Applicant : Shri R.Chandra, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. 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.3. Ld. Counsel for the applicant submitted that vide judgement and order dated 18.01.2019, applicant was directed to lodge an FIR and after the report of police, the respondents shall conduct a Court of Inquiry regarding missing of husband of the applicant. He submitted that the applicant approached the SHO, Police Station Sadar Cantt, Lucknow and also SSP, Lucknow to lodge an FIR but the same was not lodged. Four years have elapsed but neither FIR has been lodged nor a Court of Inquiry has taken place.4. Applicant's counsel prays for a direction in this regard, to the respondent No. 5 i.e. Police Station, Sadar Cantt. Lucknow – 226002.5. Issue notice to Respondent No. 5 returnable within four weeks.6. List on 14.09.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 7)

M.A. No. 1167 of 2023 with M.A. No. 1168 of 2023
Inre O.A. No. 604 of 2022

Union of India & Others

Applicants

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

Versus

Ex. ACP Nb Sub Kailash Chandra

Respondent

By Legal Practitioner for Respondents :

Notes of the Registry	Orders of the Tribunal
	<p><u>03.08.2023</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>1. Heard Shri Ashish Kumar Singh, Ld. Counsel for the applicants and - Union of India & Others.</p> <p><u>M.A No. 1167/2023</u></p> <p>2. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 03.11.2022 of this Tribunal in Original Application No. 604/2022.</p> <p>3. It is submitted by the Ld. Counsel for the applicants – Union of India & others that applicants want to file Appeal against the decision of this Tribunal, leave be granted for the same and delay of 07 months and 27 days in filing of application be condoned.</p> <p>4. Admittedly, the application is time barred and has been moved after lapse of more than 07 months which is beyond statutory period. Accordingly, application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p><u>M.A No. 1168/2023</u></p> <p>5. 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>6. Accordingly, 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)</p> <p>RK/-</p>