

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

**O.A. No. 1410 of 2023**

**Hav Kulwant Singh (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Dhiraj Kumar, Advocate  
Shri Rahul Pal, Advocate  
Shri Tatsat Shukla, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Shri Ashish Agnihotri, 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.</li><li>2. On the case being taken up for hearing Shri Rahul Pal, Ld. Counsel for the applicant and Shri Ashish Agnihotri, Ld. Counsel for the respondents are present.</li><li>3. This Original Application has been filed for the grant of disability pension to the applicant.</li><li>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.</li><li>5. Case needs adjudication.</li><li>6. Admit.</li><li>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.</li><li>8. List on <b>12.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**O.A. No. 1412 of 2023 with M.A. No. 2047 of 2023**

**JWO Sushil Dutt Tripathi (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Keshav Sharma, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Dr. Chet Narayan Singh, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Dr. Chet Narayan 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.</li><li>2. On the case being taken up for hearing Shri Keshav Sharma, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present through video conferencing.</li><li>3. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 01 month and 13 days in filing of Original Application.</li><li>4. Being a pensionary matter and the reasons stated in the delay condonation application, delay is condoned.</li><li>5. Delay condonation application stands disposed of.</li></ol> <p><b><u>O.A. No. 1412 of 2023</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>7. Case needs adjudication.</li><li>8. Admit.</li><li>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.</li><li>10. List on <b>12.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> 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. 3)**

**O.A. No. 1416 of 2023 with M.A. No. 2052 of 2023**

**Ex.Sub. Satya Pal** Applicant  
By Legal Practitioner for the Applicant : Shri K.K. Misra , Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Shri Rajiv Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</li><li>2. On the case being taken up for hearing none present for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents is present.</li><li>3. This Original Application has been filed for the grant of disability pension to the applicant. There is no delay in filing of Original Application. However, delay condonation application has been filed by the applicant which stands dismissed having been unwarranted.</li><li>4. As prayed, two weeks time is granted to the respondents to file objection with regard to maintainability of the O.A.</li><li>5. List on <b>29.01.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**Ex-A No. 468 of 2023 Inre: O.A. No. 309 of 2022**

**Ex. MCPO-I (GS) Mahesh Chandra Pal** Applicant  
By Legal Practitioner for the Applicant : Shri Rahul Pal, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Shri Rajiv Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</li><li>2. On the case being taken up for hearing Shri Rahul Pal, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</li><li>3. This is a fresh execution application filed for implementation of order dated 03.05.2023 of this Tribunal passed in Original Application No. 309 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is allowed six weeks time to seek instructions regarding compliance of the order of this Tribunal.</li><li>5. List on <b>06.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 5)**

**Ex -A. No. 470 of 2023 Inre: O.A. No. 690 of 2022**

**Ex. Sgt. Nab Kishore Nayak** Applicant  
By Legal Practitioner for the Applicant : Shri V.P.Pandey, Advocate  
Shri R. K. Singh, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Arvind Kumar Pandey, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Shri Arvind Kumar Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</li><li>2. On the case being taken up for hearing Shri V.P. Pandey and R.K. Singh, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents.</li><li>3. This is a fresh execution application filed for implementation of order dated 05.04.2023 of this Tribunal passed in Original Application No. 690 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions regarding compliance of the order of this Tribunal.</li><li>5. List on <b>02.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**Ex-A. No. 471 of 2023 Inre: O.A. No. 388 of 2023**

**Ex. WO Surendra Nath Chaturvedi** Applicant  
By Legal Practitioner for the Applicant : Shri V.P.Pandey, Advocate  
Shri R.K. Singh, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Kaushik Chatterjee, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Shri Kaushik Chatterjee, 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.</li><li>2. Heard Shri V.P. Pandey and Shri R.K. Singh, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents.</li><li>3. This is a fresh execution application filed for implementation of order dated 14.07.2023 of this Tribunal passed in Original Application No. 388 of 2023.</li><li>4. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions regarding compliance of the order of this Tribunal.</li><li>5. List on <b>08.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> Member (J)</p> <p>RK/-</p>

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**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 7)**

**Ex-A. No. 472 of 2023 Inre: O.A. No. 418 of 2022**

**Ex. Sgt. Ram Kumar Yadav** Applicant  
By Legal Practitioner for the Applicant : Shri V.P. Pandey, Advocate  
Shri R.K. Singh, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Shri Shyam 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.</li><li>2. On the case being taken up for hearing Shri V.P. Pandey and Shri R.K. Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</li><li>3. This is a fresh execution application filed for implementation of order dated 12.01.2023 of this Tribunal passed in Original Application No. 418 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions regarding compliance of the order of this Tribunal.</li><li>5. List on <b>08.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**M.A. No. 2043 of 2023 with M.A. No. 2044 of 2023**  
**Inre: O.A. No. 137 of 2021**

**Union of India & Others**

Applicants

By Legal Practitioner for the Applicants : Shri Arun Kumar Sahu, Advocate

**Versus**

**Ex.Swr Himmat Singh**

Respondent

By Legal Practitioner for Respondent :

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p><b><u>M.A No. 2043/2023</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Arun Kumar Sahu, Ld. Counsel for the applicants – Union of India &amp; Others.</li><li>2. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 06.10.2021 of this Tribunal in Original Application No. 137/2021.</li><li>3. It is submitted by the Ld. Counsel for the applicants – Union of India &amp; others that applicants want to file Appeal against the decision of this Tribunal, leave be granted for the same and delay of 01 year 07 months and 29 days in filing of application be condoned.</li><li>4. Admittedly, the application is time barred and has been moved after lapse of more than 06 months which is beyond statutory period. There is no sufficient ground to condone the delay. Accordingly, application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</li></ol> <p><b><u>M.A No. 2044/2023</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>6. Accordingly, Leave to Appeal is <b>dismissed</b> on the ground of delay as well as on merits.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> Member (J)</p> <p>RK/-</p>



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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 9)**

**M.A. No. 2045 of 2023 with M.A. No. 2046 of 2023**  
**Inre: O.A. No. 671 of 2022**

**Union of India & Others**

Applicants

By Legal Practitioner for the Applicants : Shri R.C. Shukla, Advocate

**Versus**

**Sgt. Vijay Kumar Tiwari (Retd.)**

Respondent

By Legal Practitioner for Respondent :

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri R.C. Shukla, Ld. Counsel for the applicants – Union of India &amp; Others.</li><li>2. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 05.04.2023 of this Tribunal in Original Application No. 671/2022.</li><li>3. It is submitted by the Ld. Counsel for the applicants – Union of India &amp; others that applicants want to file Appeal against the decision of this Tribunal, leave be granted for the same and delay of 06 months 26 days in filing of application be condoned.</li><li>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 <b>condoned</b>. Delay condonation application stands disposed of accordingly.</li><li>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.</li><li>6. Accordingly, Leave to Appeal is <b>dismissed</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> Member (J)</p> <p>RK/-</p>

**Form No. 4**  
**{See rule 11(1)}**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 10)**

**Ex- A. No. 245 of 2022 Inre O.A. No. 317 of 2020**

**NC(E) Naresh Kumar Safaiwala** Applicant  
By Legal Practitioner for the Applicant : Ms. Mamta Pandey, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Ms. Mamta Pandey, Ld. Counsel for the applicant and Shri Amit Pandey, Ld. Counsel for the respondents are present.</li><li>2. Compliance affidavit has not been filed by the respondents.</li><li>3. Ld. counsel for the respondents submitted that due to discrepancy in the name of the applicant order could not be complied with and the matter is under process. He prays for and is granted six weeks further time to file compliance affidavit.</li><li>4. Supplementary affidavit filed by the Ld. Counsel for the applicant is taken on record.</li><li>5. List on <b>14.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> Member (J)</p> <p>RK/-</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 11)**

**Ex-A. No. 9 of 2023 Inre: O.A. No. 776 of 2021**

**Ex. NK Suresh Kumar** Applicant  
By Legal Practitioner for the Applicant : Shri K.P. Datta, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Ms. Appoli Srivastava, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri K.P. Datta, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</li><li>2. Compliance affidavit has not been filed by the respondents.</li><li>3. Ld. Counsel for the respondents stated that matter is pending before PS-4.</li><li>4. Respondents are directed to file an affidavit of concerned officer regarding the status of the case and delay in implementation of the order of this Tribunal.</li><li>5. List on <b>31.01.2024</b>.</li><li>6. Copy of this order be provided to the Id. Counsel for the respondents as per rules.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 12)**

**Ex-A. No. 72 of 2023 Inre: O.A. No. 608 of 2021**

**Lt. Cdr. Vineet Walia (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Sarvesh Kumar Verma, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Sarvesh Kumar Verma, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</li><li>2. Compliance affidavit has not been filed by the respondents.</li><li>3. Ld. Counsel for the respondents stated that a letter has been sent to the Military Hospital, Dehradun to conduct RSMB. Copy has also been provided to the applicant. Respondents' counsel prays for and is granted further four weeks time to file compliance affidavit.</li><li>4. List on <b>16.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 13)**

**Ex-A. No. 273 of 2023 Inre: O.A. No.749 of 2022**

**Ex.Sgt. Chandra Prakash Yadav** Applicant  
By Legal Practitioner for the Applicant : Shri Amit Asthana , Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri Amit Asthana, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</li><li>2. Compliance affidavit has not been filed by the respondents.</li><li>3. Ld. Counsel for the respondents stated that the matter is under process and prays for further four weeks time to file compliance affidavit. Time as prayed is allowed.</li><li>4. List on <b>13.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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)**

**O.A. No. 508 of 2022**

**Ex L/NK Ram Prabesh Yadav** Applicant  
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the official respondents and Shri Arvind Kumar Srivastava Ld. Counsel for the respondents Nos. 4 &amp; 5 are present.</li><li>2. Rejoinder affidavit has not been filed by the applicant.</li><li>3. Ld. Counsel for the applicant prays for and is granted further three weeks' time to file rejoinder affidavit.</li><li>4. List on <b>12.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> Member (J)</p> <p>RK/-</p>

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

**O.A. No. 164 of 2023**

**MCERA I (Hony. SLT) Paras Nath Pandey) (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit filed on behalf of the respondents, is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that the applicant has died in November 2023 and seeks time to file substitution application. Two weeks time is granted for the same.</p> <p>4. List on <b>07.02.2024</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**O.A. No. 187 of 2023**

**Ex. COM-I (Tel) Satyaban Sahoo** Applicant  
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</li><li>2. Rejoinder affidavit has not been filed by the applicant.</li><li>3. Ld. Counsel for the applicant prays for and is granted two weeks further time to file rejoinder affidavit.</li><li>4. List on <b>29.01.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>



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

**O.A. No. 252 of 2023 with M.A. No. 265 of 2023**

**Ex. Swr Dharmendra Singh** Applicant  
By Legal Practitioner for the Applicant : Shri V.P.Pandey, Advocate  
Shri Rakesh Kumar Singh, Advocate  
Maj. S.M. Mustafa, (Retd.), Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri V.P.Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present through video conferencing.</p> <p>2. At the request of Id. Counsel for the applicant, matter is adjourned.</p> <p>3. List on <b>05.02.2024</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> 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. 18)**

**O.A. No. 456 of 2023**

**Ex. MCMECH (O)-II, Nitendra Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Manish Kumar Rai, Ld. Counsel for the applicant and Ms. Prerna Singh, Ld. Counsel for the respondents.</li><li>2. Ld. Counsel for the applicant is not inclined to file rejoinder affidavit. Opportunity to file the same is closed.</li><li>3. Heard the Id. Counsel for the parties at length.</li><li>4. Arguments concluded.</li><li>5. <b>Judgement reserved.</b></li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**O.A. No. 652 of 2023**

**Lt. Cdr. Sai Visawanath (Retd.)** Applicant  
By Legal Practitioner for the Applicant : GP Capt. Y. Venugopal (Retd.), Advocate  
Shri Amit Asthana, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Amit Asthana, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</li><li>2. Despite several opportunities counter affidavit has not been filed.</li><li>3. On the previous date it was made clear that if CA is not filed by the next date, right to file the same shall stand forfeited. Today, Ld. Counsel for the respondents prayed that one more opportunity may be granted to file counter affidavit.</li><li>4. In the interest of justice, another last opportunity is granted to the respondents to file counter affidavit on payment of cost of Rs. 1000/-. Counter affidavit will be taken on record subject to payment of the cost.</li><li>5. List on <b>15.01.2024</b>.</li></ol> <p style="text-align: center;"><b>((Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

**O.A. No. 983 of 2023**

**Ex. Gnr. Jitendra Kumar**

Applicant

By Legal Practitioner for the Applicant : Ms. Gitanjali Nayak, Advocate  
Ms. Jigyasa Sanyal, Advocate  
Shri Salil Tripathi, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri J.N. Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Ms. Gitanjali Nayak, Ld. Counsel for the applicant and Shri J.N. Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the respondents prays for and is granted further four week's time to file counter affidavit.</p> <p>3. List on <b>29.01.2024</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 1185 of 2023 with M.A. No. 1641 of 2023

**Ex. NK Bharat Singh Rawat**

Applicant

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

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Bipin Kumar Singh, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.</li><li>2. Objection with regard to delay in filing the O.A, filed by the respondents is taken on record.</li><li>3. Ld. Counsel for the respondents submits that there is delay of more than 29 years in filing the instant original application. Moreover, the applicant is resident of Uttarakhand, hence the instant petition is not maintainable before this Tribunal.</li><li>4. This Original Application has been filed for the grant of disability pension to the applicant which is recurring cause of action. Being a pensionary matter, objection with regard to delay are set aside and delay is condoned. So far as maintainability with regard to jurisdiction is concerned, the applicant is ordinarily resident of Uttarakhand which is well in jurisdiction of this Tribunal.</li><li>5. Delay condonation application stands disposed off.</li></ol> <p><b><u>O.A. No. 1185 of 2023</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>7. Case needs adjudication.</li><li>8. Admit.</li><li>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.</li><li>10. List on <b>12.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No. 22)**

**O.A. No. 1201 of 2023**

**Ex. CPO UC1 Dharam Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, 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><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</li><li>2. Counter affidavit has not been filed by the respondents.</li><li>3. Ld. Counsel for the respondents prays for and is granted further four week's time to file counter affidavit.</li><li>4. List on <b>07.02.2024</b>.</li></ol> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1 (Sl. No.23 )**

**O.A. No. 1240 of 2023 with M.A. No. 1756 of 2023**

**Ex. Rect. Shyam Babu Roy** Applicant  
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Ms. Appoli Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>06.12.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Raghveer Singh holding brief for Shri Virat Anand Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p>2. Perusal of the file reveals that respondents were granted time to file objection with regard to maintainability of the case but the same has not been filed by the respondents. Ld. Counsel for the respondents submits that objections are ready and have been sent for vetting. Same shall be filed shortly. Two weeks time is granted to file the objections.</p> <p>3. List on <b>31.01.2024</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> Member (J)</p> <p>RK/-</p>