

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

O.A. No. 589 of 2023 with M.A. No. 718 of 2023

Ex. Hav. Sunil Singh Applicant
By Legal Practitioner for the Applicant : Shri Prakhar Kankan, Advocate
Shri K.K. Singh Bisht, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>22.05.2023</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 Alok Kumar Mishra, 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 K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, 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 10 months and 27 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. 589 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 28.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 590 of 2023

GP Capt. Ashok Kumar Singh (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Gopal Dwivedi, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Kavita Mishra Belaura, Advocate

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>22.05.2023</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. Kavita Mishra Belaura, 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 Raj Kumar Mishra, Ld. Counsel for the applicant and Ms. Kavita Mishra Belaura, 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 02 years 04 months and 28 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. 590 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 28.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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.591 of 2023 with M.A. No. 719 of 2023

Ex.WO Ravindra Nath Mishra Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Kapil Sharma, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>22.05.2023</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 Gyan 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 Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Gyan 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 08 years 09 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><u>O.A. No. 591 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 28.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 4)

O.A. No. 592 of 2023

Capt. (TS) Pankaj Rastogi (Retd.)

Applicant

By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Kapil Sharma, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Arun Kumar Sahu , Advocate

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>22.05.2023</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 Arun Kumar Sahu, 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 Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.3. Matter pertains to disability pension and needs adjudication.4. Admit.5. Respondents are directed to file counter affidavit within four weeks. Rejoinder affidavit, if any, may be filed by the applicant within two weeks thereafter.6. List on 28.08.2023 <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

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

O.A. No. 593 of 2023 with M.A. No. 720 of 2023

Lt. Col.Nidhikant Dhyani (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Rajiv Narayan Pandey, Advocate

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Rajiv Narayan 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.2. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Rajiv Narayan Pandey, 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 08 months and 14 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. 593 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 29.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 6)

O.A. No. 594 of 2023 with M.A. No. 721 of 2023

Ex. Sgt. Sumit Sharma

Applicant

By Legal Practitioner for the Applicant : Ms.Upasna Mishra, Advocate

Shri Raj Kumar Mishra, Advocate

Shri Kapil Sharma, 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>22.05.2023</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 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.2. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Shyam 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 08 months and 13 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. 594 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 29.08.2023. <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

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

O.A. No. 595 of 2023 with M.A. No. 725 of 2023

Ex. Sgt. Vijay Kumar Tiwari Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra , 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>22.05.2023</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 R. Chandra, 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 08 years 02 months and 18 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. 595 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 29.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

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

O.A. No. 596 of 2023 with M.A. No. 726 of 2023

Ex. JWO Ratish Sharma 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>22.05.2023</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 D.K. 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.2. Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri D.K. Pandey, 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 08 months and 14 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. 596 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 29.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4

{See rule 11(1)}
ORDER SHEET

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

O.A. No. 597 of 2023 with M.A. No. 727 of 2023

Ex. NK Ramesh Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>22.05.2023</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 Yogesh Kesarwani, 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 Yashpal Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, 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 15 years 11 months and 01 days in filing of Original Application. O.A has been filed alongwith delay condonation application.4. Ld. Counsel for the respondents prays for and is granted two weeks time to file objection against the delay condonation application.5. List on 07.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

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

M.A. No. 723 of 2023 with M.A. No. 724 of 2023 Inre O.A. No. 760 of 2022

Union of India & Others Applicants-respondents
By Legal Practitioner for the Applicants : Shri R.C. Shukla, Advocate

Versus

Ex. Hony Nb Sub Shyam Narayan Applicant
By Legal Practitioner for Respondent :

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>22.05.2023</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 R.C Shukla, 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 23.01.2023 of this Tribunal in Original Application No. 760 of 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 02 months 21 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 style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RKM/-</p> |

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

C.A. No. 1 of 2023 Inre O.A. No. 338 of 2022

Smt. Shiv Kumari Singh W.o Late L/NK Rakesh Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

Mr. Shikshit Lal Srivastava, Branch Manager,
SBI Niranch Jadishpur Dist Amethi & Others Respondents
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Sarvesh Verma holding brief for Shri Parijaat Belaura, Ld. Counsel for the applicant and Mohd. Zafar Khan, Ld. Counsel for the respondent Nos. 5 & 6 are present.2. Modh. Zafar Khan, Ld. Counsel for Respondent No. 5 & 6 submits that his name has not been shown in the cause list. Registry is directed to print his name as counsel for R- 5 & 6 in the future cause list.3. At the request of Id. Counsel for the applicant, matter is adjourned.4. List on 10.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

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

O.A. No. 338 of 2022

Smt. Shiv Kumari Singh, W/o Late L/NK Rakesh Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate
Mohd. Zafar Khan, Advocate

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Sarvesh Verma holding brief for Shri Parijaat Belaura, Ld. Counsel for the applicant and Mohd. Zafar Khan, Ld. Counsel for the respondent Nos. 5 & 6 are present.2. Ld. Counsel for Respondent No. 5 & 6 submits that his name has not been shown in the cause list. Registry is directed to print his name as counsel for R- 5 & 6 in the future cause list.3. At the request of Id. Counsel for the applicant, matter is adjourned.4. List on 10.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 346 of 2022 Inre O.A. No. 767 of 2022

Ex. LA (AH) Rajeev Singh Rathore 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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Sarvesh Verma, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.2. Compliance report with regard to previous order of this Tribunal be filed by the next date.3. List on 04.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 350 of 2022 Inre O.A. No. 77 of 2022

Ex. NK Chandra Mohan Singh Applicant
By Legal Practitioner for the Applicant : Shri Sudhir Kumar Singh, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Bipin Kumar Singh, Ld. Counsel for the respondents are present.2. Ld. Counsel for the respondents submits that the matter is under process and he has filed letter dt. (unreadable) May 2023 in this regard. Same is taken on record.3. Ld. Counsel for the respondents prays for and is granted two weeks further time as a matter of last opportunity to file compliance report by the next date fixed failing which responsible officer for not implementing the order shall be summoned.4. List on 08.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

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

Ex.A. NO. 6 of 2023 Inre O.A. No. 100 of 2019

Ex. Rect. Rahul Kumar Applicant
By Legal Practitioner for the Applicant : Shri Sudhir Kumar 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><u>22.05.2023</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 Kaushik Chatterjee, Ld. Counsel for the respondents are present.2. Ld. Counsel for the respondents filed a letter dated 19.05.2023 is taken on record.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 compliance affidavit on the condition that if compliance affidavit is not filed by the next date fixed, respondents shall have to pay cost of Rs. 10,000/- which shall be remitted to the applicant.4. List on 10.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RKM/-</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. 1118 of 2022

Ex. MWO Aditya Narain Verma

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 Rajiv Pandey, Advocate

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>22.05.2023</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 Rajiv Pandey, Ld. Counsel for the respondents are present.2. Ld. Counsel for the respondents prays for further four weeks time to file Counter affidavit. On perusal of order sheet, it transpires that inspite of availing several opportunities respondents have not filed Counter affidavit. As a last opportunity four weeks time is granted to the respondents to file the Counter affidavit on the condition that if Counter affidavit is not filed by the next date fixed, respondents shall have to pay cost of Rs. 10,000/- which shall be remitted to the applicant.3. List on 07.08.2023.4. Copy of the order be provided to the respondents as per rules. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 76 of 2023

HFO Biswas Kumar Gupta (Retd.) Applicant
By Legal Practitioner for the Applicant : Wg. Cdr. Ajit Kakkar (Retd.), 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>22.05.2023</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 Sri Manoj Kumar Awasthi holding brief for Wg. Cdr. Ajit Kakkar (Retd.), Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.2. Counter affidavit filed by the respondents is taken on record.3. O.A is allowed.4. Detailed order on separate sheets.5. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 90 of 2023

Ex. Hav. Chandrama Ram Applicant
By Legal Practitioner for the Applicant : Col. Ashok Kumar (Retd.) , Advocate
Shri Rohit Kumar, 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>22.05.2023</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 Rohit Kumar, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.2. Counter affidavit filed by the respondents is taken on record.3. O.A is allowed.4. Detailed order on separate sheets.5. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 130 of 2023

Ex. Sgt. Wakeel Singh Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>22.05.2023</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 R. Chandra, Ld. Counsel for the applicant and Shri Rajesh Shukla, 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 27.07.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 134 of 2023

Ex. Spr Abhishek Singh 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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>22.05.2023</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the respondents seeks permission of the court to file some additional documents through supplementary CA.</p> <p>3. Permitted accordingly.</p> <p>4. List on 10.07.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 135 of 2023

Ex. L/NK Ambreesh Kumar Dubey Applicant
By Legal Practitioner for the Applicant : Shri Bhanu Pratap Singh Chauhan, 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>22.05.2023</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 none present for the applicant. Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present.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.3. List on 17.07.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 140 of 2023

Ex. JWO Prem Shankar Kushwaha Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, 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><u>22.05.2023</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 R. Chandra, Ld. Counsel for the applicant and Shri J.N. Mishra, Ld. Counsel for the respondents.2. Counter affidavit filed by the respondents is taken on record.3. O.A is allowed.4. Detailed order on separate sheets.5. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</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. 179 of 2023

Ex. Sep Bhola Prasad Applicant
By Legal Practitioner for the Applicant : Shri Rahul Pal, 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>22.05.2023</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 Rahul Pal, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.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.3. List on 02.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 24)

O.A. No. 180 of 2023

Ex. Sep Surendra Kumar Rai Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, 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>22.05.2023</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents are present.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.3. List on 04.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 25)

O.A. No. 294 of 2023

Lt. Col Parsun Kanti Goswami Applicant
By Legal Practitioner for the Applicant : Shri Shailendra Kumar Singh, Advocate
Shri Kunwar Sushant Prakash, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Shailendra Kumar Singh and Shri Kunwar Sushant Prakash, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.2. Respondents have filed time extension application for complying with the previous order of this Tribunal. Same is allowed.3. Hon'ble Member (Judicial) has recused himself from the present case.4. List this case on 25.05.2023 before the Bench which does not comprise of Hon'ble Justice R.N. Kakkar, Member (J). <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 26)

O.A. No. 587 of 2023

Cdr. Preeti Tomar (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Ved Prakash, Advocate
Shri Devendra Kumar, Advocate
Shri Vinay Pandey, 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>22.05.2023</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 Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.2. Ld. Counsel for the respondents prays for and is granted further four weeks time as a matter of last opportunity to file counter affidavit.3. List on 11.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 27)

O.A (A) No. 251 of 2021

Hav. Abdul Wasim Khan Applicant
By Legal Practitioner for the Applicant : Shri Virant 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><u>22.05.2023</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. Present: Shri Virat Anand Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;"><u>M.A No. 248 of 2021</u></p> <p>2. Heard learned counsel for the parties on bail application.</p> <p>3. This application has been filed by the applicant for grant of bail in the O.A. preferred against the punishment inflicted by the General Court Martial (GCM). The charges against the applicant were that he, asked Rs. 40,000/- to make his X-Ray report of Chest, fit in place of unfit. He was caught red handed accepting Rs. 5,000/- from Roshan Vetwal in a paper packet. While Summary of Evidence proceedings for alleged gratification was under finalization stage, applicant was granted 19 days Part of Annual Leave but he failed to rejoin his duty after expiry of leave. He was declared deserter from service. He was apprehended by Bureau of Immigration, NSCBIU Airport, Kolkata, while trying to board a flight to Bangkok without formal permission from Army authority. A GCM was held and</p> |

applicant was awarded punishment of reduced to rank, dismissal from service and six years Rigorous Imprisonment. Applicant has filed this bail application under Section 15 (3) of the Armed Forces Tribunal Act 2007 read with Section 389 of Code of Criminal Procedure 1973 for seeking enlargement on regular bail.

4. Ld. Counsel for the respondents opposed bail application mainly on the ground of maintainability of the petition/ as well as on the point of jurisdiction of this Tribunal submitting that under Section 15 of the Armed Forces Tribunal Act, 2007 the Tribunal has jurisdiction to consider bail of accused persons only. Since the appellant is a convict, hence, this Tribunal lacks jurisdiction to entertain the Bail Application. Since the appellant has been convicted, hence, his Bail Application cannot be considered by this Tribunal.

5. We do not find any substance in the submission made by the Ld. Counsel for the respondents. When the Appeal is maintainable under Section 15 of the Armed Forces Tribunal Act, 2007, the provisions for Bail has also been embodied in Section 15 of the said Act. An Appeal is preferred by convicted person only and bail has to be considered during pendency of Appeal. The submission of respondents is against the settled basic principles of criminal law.

6. Admittedly, the period spent by accused in military custody during the investigation is from 25.02.2019 to 24.05.2019. Further accused during trial duration was in military custody from 03.07.2020 to 31. 08.2020. He was in Rigorous Imprisonment (RI) from sentencing to promulgation from 01.09.2020 to 08.03.2021 and after promulgation and execution of sentence in Civil Jail

Shillong, Meghalaya, since 08.03.2021 till date. Appellant has been sentenced with six years R.I. and he has already served out more than three years of the punishment out of six years awarded to the appellant. In case the appellant is not granted Bail his Appeal shall become infructuous.

7. Keeping in view the charge against the appellant that the appellant has been sentenced for six years and he has already served out more than three years of punishment, therefore, without expressing any opinion on the merits of the case, we find substance in the submission made by the Ld. Counsel for the appellant. Hence, there exist sufficient ground to suspend the execution of the sentence during the pendency of the instant appeal and to release him on bail.

8. In view of above, the application for bail is allowed and the execution of sentence is hereby suspended. Ex Hav Abdul Wasim Kahan shall be released on bail forthwith on his furnishing a personal bond of Rs. 50,000/- (Fifty Thousand only) with one surety in the like amount to the satisfaction of the Registrar of this Tribunal. On furnishing surety, as stated above, Registrar shall then issue the release order, which in turn will be conveyed to the concerned Jail Superintendent, Shillong, Meghalaya, wherein the appellant is presently confined and serving out his sentence. Ex Hav Abdul Wasim Khan released on bail shall attend Armed Forces Tribunal on each and every date of hearing. He shall surrender his passport and shall not leave the Country without the prior permission of this Tribunal where his case is pending. In case any

complaint with regard to his conduct during the period of bail is received, the respondents will be free to apply for cancellation of the bail granted by this Court.

9. After the release of the appellant, the bail bonds furnished for his release, shall be kept on record of this Original Application.

10. M.A. aforesaid stands disposed of accordingly.

11. List this case on **14.08.2023** for orders.

12. Let a copy of this order be supplied to Ld. Counsel for the respondents free of cost forthwith for onward transmission.

(Vice Admiral Atul Kumar Jain)
Member (A)

(Justice Ravindra Nath Kakkar)
Member (J)

Ukt/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 28)

R.A. No. 25 of 2023 with M.A. No. 383 of 2023 Inre No. 729 of 2022

L/NK Ritesh Pant Applicant
By Legal Practitioner for the Applicant : Shri N K Papnoi, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>22.05.2023</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 none present for the parties.2. The instant Review application has been filed by the applicant to review the order dated 07.12.2022 passed by the Bench comprising of Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J) and Hon'ble VAdm Abhay Raghunath Karve, Member (A).3. The instant Review application may be placed before the appropriate Bench.4. List on 24.05.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 29)

T.A. No. 14 of 2023

Ex. Rect. Rinku Yadav Applicant
By Legal Practitioner for the Applicant : Shri Devendra Kumar, 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>22.05.2023</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 Sri Vinay Pandey holding brief for Shri Devendra Kumar, Ld. Counsel for the applicant and Sri Shailendra Sharma Atal , Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the applicant is directed to comply with the previous order of this Tribunal.</p> <p>3. List on 07.08.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 30)

T.A. No. 15 of 2023

Ex. MWO (HFO) Satyendra Tripathi Petitioner
By Legal Practitioner for the Petitioner : Shri Devendra Kumar, 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>22.05.2023</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 Sri Vinay Pandey holding brief for Shri Devendra Kumar, Ld. Counsel for the applicant and Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the applicant is directed to comply with the previous order of this Tribunal.</p> <p>3. List on 07.08.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 31)

DY. No. 58 of 2023

Ex. Rect. Subhash Kumar Singh Petitioner
By Legal Practitioner for the Petitioner : Shri Shashi Kant Chaturvedi, Advocate
Shri Vinay Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Deepti Prasad Bajpai, Advocate

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>22.05.2023</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 Vinay Pandey, Ld. Counsel for the petitioner and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present.2. Counter affidavit filed by the respondents is taken on record.3. Delay condonation application filed by the applicant is also taken on record to which the objection, if any, may be filed by the respondents by the next date.4. List on 25.07.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 32)

O.A.(A) No. 370 of 2018

Ex. Sub Maj Liladhar Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Namit Sharma, Advocate

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>22.05.2023</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the applicant prays for and is granted two weeks further time to file rejoinder affidavit and written submissions.</p> <p>3. List on 14.08.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RKM/-</p> |

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

O.A. No. 600 of 2023

Ex. Nk (TS) Majavar Habib Husen Applicant
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>22.05.2023</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 Vinay Pandey, Ld. Counsel for the applicant is present. Maj Uma Yadav, Departmental representative is present for the respondents.2. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 05 months and 13 days in filing of Original Application.3. Being a pensionary matter, delay is condoned.4. Delay condonation application stands disposed off. <p><u>O.A. No. 600 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 25.08.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Suppl. Sl. No. 02)

M.A. NO. 657 of 2023 Inre O.A. No. 671 of 2022

Sgt. Vinay Kumar Tiwari (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri R.C Shukla, Advocate

Versus

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

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>22.05.2023</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.C Shukla, Ld. Counsel for the applicant is present. Maj Uma Yadav, Departmental representative is present for the respondents.2. The instant misc. application has been filed by the applicant for correction in the order dated 05.04.2023 passed in O.A No. 671/2022.3. Correction application is allowed. Necessary corrections have been made in the order dated 05.04.2023. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RKM/-</p> |