

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 2758 of 2016 In re O.A. No. Nil of 2016

Mohd. Yunus Khan

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Ms Appoli Srivastava, Advocate files memo of appearance on behalf of the respondents. The same is taken on record. When the case is next listed, name of Ms Appoli Srivastava be shown as counsel for the respondents in the cause-list.</p> <p>Present : Shri Vijay Kumar Pandey, learned counsel for the applicant and Ms Appoli Srivastava, Learned. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The respondents are allowed six weeks' time to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication.</p> <p>List this case for orders on 27.02.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 323 of 2016

Rahul Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Shri Asheesh Agnihotri, Advocate files memo of appearance on behalf of the respondents. The same is taken on record. When the case is next listed, name of Shri Asheesh Agnihotri be shown as counsel for the respondents in the cause-list.</p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Shri Asheesh Agnihotri, learned. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Submission of learned counsel for the applicant is that in spite of the order of the Tribunal dated 19.01.2016 passed in OA No. 221 of 2013, the respondents have not decided the controversy in question by passing a reasoned and speaking order.</p> <p>Admit.</p> <p>The respondents are allowed six weeks' time to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on 07.04.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>JPT</p>

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 325 of 2016

Patwekar Rashid Kasam

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India &amp; Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u>  <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u>  <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Heard Shri Yash Pal Singh, learned. counsel for the applicant and Shri Suneel Sharma, learned counsel, who has put in appearance on behalf of the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Submission of learned counsel for the applicant is that though he has moved an application for sheltered appointment, but while deciding the controversy in question, the respondents have recorded a finding for extension of two years of service, which <i>prima facie</i> seems to be suffering from non-application of mind.</p> <p>Admit.</p> <p>The respondents are allowed six weeks' time to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>Since the applicant is attaining the age of superannuation on 28.02.2017, as informed by the learned counsel for the applicant, it would be open for the respondents to reconsider the controversy in question for sheltered appointment of the applicant, keeping in view the earlier judgment of the Tribunal. The respondents shall also hold RMB proceedings expeditiously.</p> <p>List this case for hearing on 07.04.2017.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 2736 of 2016 In re O.A. No. 245 of 2015

Chief of the Army Staff & Others

Applicants

By Legal Practitioner for the Applicants

Versus

Ajay Kumar Tiwari

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri G.S. Sikarwar, learned. counsel for the applicants, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A.No. 2736 of 2016</u></p> <p>This is an application for grant of leave to appeal under Section 31 of the Armed forces Tribunal Act, 2007, which has been preferred by the respondents (applicants herein) feeling aggrieved against our judgment and order dated 25.11.2016 in OA No. 245 of 2015.</p> <p>Perusal of the petition and arguments advanced by learned counsel for the applicant do not reveal that any point of public importance is involved for adjudication, which is a condition precedent for grant of leave to appeal. Accordingly, we do not find any reason to grant leave to appeal.</p> <p>The prayer made for grant of leave to appeal is hereby rejected.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 2772 of 2016 Alongwith 2773 of 2016

In re T.A. No. 234 of 2010

Harish Singh

Applicant

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N. Chaturvedi, learned counsel for the applicant is reported to be suffering from illness.</p> <p><u>M.A.No. 2772 of 2016</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing the application for leave to appeal, which is barred by time.</p> <p>Applicant Harish Singh, who is present in Court, submits that this application was prepared in time but on account of slackness on the part of his counsel and also for the reason that he has been suffering from illness, it could not be filed within the statutory period. However, the Tribunal is not concerned with the reason since it lacks jurisdiction to condone the delay.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is hereby rejected.</p> <p><u>M.A.No. 2773 of 2016</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act, 2007.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 181 of 2016 with M.A. No. 2545 of 2016

In re O.A. No. 81 of 2010

Achche Lal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The applicant is permitted to implead State Bank of India, Centralised Pension and Processing Centre, 4 Kutchehry Road, Opposite Police Lines, Allahabad as respondent No. 6 during the course of the day.</p> <p>Let notice be issued to newly-added respondent No. 6 i.e State Bank of India, Centralised Pension and Processing Centre, 4 Kutchehry Road, Opposite Police Lines, Allahabad, to show cause as to why it has deducted an amount of Rs.14 lacs and odd from the arrears of the applicant's pension and why it has not given any reply to the letter dated 18.10.2016 sent by AMC Records. An officer from the said Bank shall also appear in person alongwith record on the date fixed to assist the Tribunal.</p> <p>List this case for orders on 28.03.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN</p>

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**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 251 of 2016 In re O.A. No. 133 of 2016

Ghanshyam Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Lalit Kumar, learned. counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell .</p> <p>Let a copy of review application be provided to Shri Lalit Kumar, learned counsel for the applicant by learned Standing Counsel for Union of India.</p> <p>List this case for orders on 14.02.2017 before the Circuit Bench at Nainital.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 630 of 2016 with M.A. No. 2060 of 2016

Ram Nath Mishra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Amit Jaiswal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N. Chaturvedi, learned counsel for the applicant is reported to be suffering from illness.</p> <p>List this case for orders on 29.03.2017.</p> <p>(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>LN</p>



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**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 224 of 2010 with M.A. No. 2768 of 2016

Girish Chandra Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A.No. 2768 of 2016</u></p> <p>Objection filed by the respondents to the amendment application is taken on record.</p> <p>After hearing learned counsel for the parties and in the interest of justice, since a prayer has been made to amend the relief clause only for setting aside the dismissal order, we allow the application for amendment and permit the applicant to carry out the amendment.</p> <p>List this case for orders on 01.02.2017. In the meantime, the applicant may file supplementary rejoinder affidavit to the supplementary counter affidavit filed by the respondents.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 302 of 2011

Brijendra Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Dr. Chet Narain Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N. Chaturvedi, learned counsel for the applicant is reported to be suffering from illness. Applicant Brijendra Kumar Singh appearing in person prays for adjournment.</p> <p>List this case for orders on 10.02.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN</p>

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**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 496 of 2012

Nizamuddin

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Learned counsel for the applicant states that he does not intend to file any supplementary rejoinder affidavit.</p> <p>List this case for hearing on 03.02.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 205 of 2014 with M.A. No. 1694 of 2016,

M.A. No. 1963 of 2016

Kumar Man Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Veer Raghav Chaubey, learned counsel for the applicant and Shri A.N. Tripathi, learned counsel for the respondents, assisted by WO Deshraj Singh, OIC Legal Cell.</p> <p><u>M.A.No. 1694 of 2016</u></p> <p>This is an application for amendment of the O.A to add the relief against the discharge order.</p> <p>After hearing learned counsel for the parties and in the interest of justice, we allow the application for amendment and permit the applicant to carry out the amendment.</p> <p>Since parties have exchanged affidavits and they do not intend to file any further affidavit, we direct this case to be listed for hearing on 07.04.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN</p>

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 135 of 2015 with M.A. No. 1992 of 2016

Surendra Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India &amp; Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard Col (Retd) Y.R.Sharma, learned amicus Curiae appointed in the case for the applicant. The applicant is also present in Court. He prays for grant of full pension to him. We have also heard Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>On account of conviction of the applicant in a criminal case under Section 307 IPC, the applicant was discharged after 22 years and 4 months of service. On account of his conviction in criminal case (supra), the respondents declined to pay any pensionary benefit to him. During the course of hearing on 01.09.2016, Col (Retd) Y.R.Sharma, learned counsel for the applicant had invited our attention to para 718 of the Pension Regulations for the Army, 2008, which provides for payment of provisional pension to the Army personnel against whom a criminal case is pending.</p> <p>In view of Para 718 of the Pension Regulations (supra), the respondents have issued PPO to the applicant on 9.12.2016 and necessary orders for payment of provisional pension have been passed by the respondents. A copy of PPO has been provided to the applicant, who is also present in person.</p> <p>The respondents are directed to release the amount of pension in pursuance of the PPO issued to the applicant expeditiously, say, within six weeks from the date of receipt of a certified copy of the present order. This shall be subject to outcome of pending criminal appeal preferred by the applicant against his conviction in criminal case</p>

(supra). It shall be open to the applicant to approach the Tribunal or appropriate forum after the outcome of said pending criminal appeal preferred by him.

It is clarified that we have not entered into the merit of the controversy with regard to the discharge of the applicant on account of his conviction in criminal case (supra), which can be raised by the applicant in future, if advised to do so.

The Registrar shall ensure to pay fees and expenses to Col (Retd) Y.R.Sharma, Amicus Curiae within a month, who was appointed Amicus Curiae in the case by the Tribunal.

(Air Marshal Anil Chopra)  
Member (A)

(Justice D.P. Singh)  
Member (J)

LN/

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 59 of 2009 with M.A. No. 297 of 2016

& M.A. No. 2714 of 2016

Jai Nath Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.K. Upadhyay, learned counsel for the petitioner and Shri R.K.S. Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ms Shahnaz Fatima holding brief of Shri S.K.Upadhyay, learned counsel for the applicant states that Shri S.K.Upadhyay is suffering from illness and has not come to the Court.</p> <p>List this case for hearing on 04.01.2017. This is an old case and we expect that learned counsel for both the parties shall appear on the next date and assist the Tribunal in disposal of this case.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN</p>

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**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 272 of 2013

Pravat Kumar Behuria

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.S. Rajawat, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri S.S.Rajawat, learned counsel for the applicant has filed written arguments, copy of which has also been given by him to Dr. Shailendra Sharma Atal, learned Standing Counsel for the respondents.</p> <p>List this case for hearing on 03.01.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN</p>



Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 109 of 2014

Mukesh Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, three weeks' further time is allowed to the respondents to file supplementary counter affidavit. The applicant shall have two weeks' time thereafter to file supplementary rejoinder affidavit.</p> <p>List this case for hearing on 03.03.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>LN</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. (A). No. 98 of 2014

Subhash Chandra Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Sunil Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N.Chaturvedi, learned counsel for the applicant is suffering from illness.</p> <p>List this case for hearing on 07.04.2017.</p> <p>. .</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 248 of 2011

Mohf Arif

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Ms Amrita Chakraborty, learned counsel for the respondents, assisted by Sgt Pradeep Kumar, OIC Legal Cell.</p> <p>It is submitted by the learned counsel for the respondents that Air Force Instructions (AFI) lack statutory power as they are directory in nature and their non-compliance will not vitiate the action of the respondents. Learned counsel for the applicant wants time to prepare the brief.</p> <p>List for further hearing on 17.01.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 144 of 2016

Rajendra Prasad Pal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Sgt Pradeep Kumar, OIC Legal Cell.</p> <p>As prayed, four weeks' further time is allowed to file counter affidavit . The applicant thereafter shall have two weeks' time to file rejoinder affidavit.</p> <p>List on 06.03.2017 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 152 of 2016

Arbind Kumar Dubey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R.P. Srivastav, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>A week's further time is allowed to the respondents to file objection to the delay condonation application. The applicant thereafter shall have two weeks' time to file replication.</p> <p>List on 07.03.2017 for orders.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>JPT</p>

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**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 760 of 2010 with M.A. No. 2350 of 2016

Radhey Ram

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.P. Singh, learned counsel for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Parties have exchanged their pleadings. List for hearing on 20.01.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 2731 of 2016 In re O.A. No. Nil of 2016

Bhim Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Shri Yogesh Kesarwani, Advocate files memo of appearance on behalf of the respondents. The same is taken on record. When the case is next listed, name of Shri Yogesh Kesarwani be shown as counsel for the respondents in the cause-list.</p> <p>Present: Shri Lalit Kumar, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Six weeks' time is allowed to the respondents to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication.</p> <p>List this case for orders on 16.02.2017.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 217 of 2016 In re M.A. No. 1955 of 2015

Pushpendra Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K.S. Bisht, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Four weeks' time is allowed to the respondents to show cause as to why the order of the Tribunal dated 30.10.2015 has not been complied with so far.</p> <p>List this case for orders on 30.01.2017.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>



Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 252 of 2016 In re O.A. No. 170 of 2015

Radhey Shyam

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K. Mishra, learned counsel for the applicant and Mrs. Amrita Chakraborty, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Four weeks' time is allowed to the respondents to show cause as to why the order of the Tribunal dated 25.05.2016 has not been complied with so far.</p> <p>List this case for orders on 31.01.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 253 of 2016 In re M.A. No. 820 of 2016 O.A. No. Nil of 2016

Rakesh Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Pankaj Kumar Shukla, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Four weeks' time is allowed to the respondents to show cause as to why the order of the Tribunal dated 27.09.2016 has not been complied with so far.</p> <p>List this case for orders on 31.01.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

Dy. No. 1485 of 2016

Randheer Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri M.C. Pant, Ld. Counsel for the applicant and Mrs. Anju Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>On request made by Ld. Counsel for the applicant, list the case on 15.02.2017 for orders at Circuit Bench, Nainital.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 1168 of 2016 In re O.A. No. Nil of 2016

Dinesh Chandra Kandpal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Case is called out. None appeared on behalf of the applicant to press this application in second round after pass over.</p> <p>On behalf of respondents Ld. Counsel Shri Yogesh Kesarwani is present.</p> <p>M.A. No. 1168 of 2016 (application for condonation of delay) is rejected for non prosecution. Consequently the O.A. is also dismissed.</p> <p>Interim order, if any, is hereby vacated.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 188 of 2016 along with M.A. No. 2751 of 2016

Durga Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri M.K. Singh, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 2751 of 2016</u> Counter affidavit filed by Ld. Counsel for the respondents is taken on record. M.A. No. 2751 of 2016 is disposed of.</p> <p><u>O.A. No. 188 of 2016</u> Applicant may file rejoinder affidavit within four weeks. List the case on 02.03.2017 for orders.</p> <p>(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 356 of 2012

Ranjodh Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Lalit Kumar, Ld. Counsel for the applicant, and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>After arguing at some length Ld. Counsel for the applicant prays for listing of the case for further hearing at Circuit Bench, Nainital.</p> <p>As prayed, list this case on 13.02.2017 for further hearing at Circuit Bench, Nainital.</p> <p>Maj Soma John, OIC Legal Cell shall assist the Court at Circuit Bench, Nainital, if possible.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 1 of 2016

Om Prakash Sharma

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present :Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Jamuna Prasad and Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list the case on 31.01.2017 for further hearing.</p> <p>Let service book of the petitioner be produced in the Tribunal on next date.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events. .</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX.A. No. 36 of 2016 In re O.A. No. 19 of 2010

Anil Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.S. L. Srivastava, Ld. Counsel for the applicant and Dr. Chet Narain Singh Ld. Counsel for the respondents.</p> <p>Shri S.S.L. Srivastava, Ld. Counsel for the applicant wants to submit compilation of case law and synopsis.</p> <p>As prayed by him, list the case on 13.01.2017 for hearing in terms of earlier orders.</p> <p>On the date fixed Ld. Counsel for the applicant shall ensure to assist the Tribunal for final hearing of the case since the matter relates to the year 2010.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>



Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 274 of 2012

Imran Khan

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list the case on 27.01.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 137 of 2014

Sunder Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Lalit Kumar, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list the case on 14.02.2017 for hearing at Circuit Bench, Nainital.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 229 of 2014

Ramvir Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Heard Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p>Arguments concluded.</p> <p>Order is reserved.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 248 of 2015

Smt Malti Devi

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.K. Pandey, Ld. Counsel for the applicant, and Maj Soma John, OIC Legal Cell.</p> <p>Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents is reported to be not attending the Court today.</p> <p>Case is accordingly adjourned.</p> <p>List the case again on 08.02.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 1 of 2016 with M.A. No. 1868 of 2016

Shyam Sunder Mishra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Ashok Kumar, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list the case on 01.03.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

R.A. No. 29 of 2016 In re O.A. No. 73 of 2011

Om Prakash Rai

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Applicant in person. Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant is reported to be ill. Applicant Om Prakash Rai appeared in person and submitted that on account of prolonged illness his counsel is not in a position to attend the Tribunal. He states that on account of financial constraints he is not in a position to engage another counsel and wants to argue the case himself.</p> <p>Ld. Counsel Shri Harshwardhan Singhal present in court is appointed amicus curiae to conduct the case on behalf of the applicant. The applicant has handed over the record to him.</p> <p>Since it is a case of 2011, it shall be listed on 23.01.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>Ld. Counsel Shri Harshwardhan Singhal shall be paid fees and other expenses in accordance with rule by the Registry.</p> <p>Name of Ld. Counsel Shri P.N. Chaturvedi shall be deleted from the cause list and instead name of Ld. Counsel Shri Harshwardhan Singhal shall be shown in the cause list.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p><small>anb</small></p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 579 of 2010

Harish Chandra

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Dinesh Mishra, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Affidavit has been filed by the petitioner in person raising allegation against the earlier counsel which is taken on record.</p> <p>Ld. Counsel Shri Dinesh Mishra and Sachin Tiwari are present in Tribunal and have filed their personal affidavits which are also taken on record.</p> <p>They are required to submit reply to the affidavit filed by petitioner Harish Chandra today in Court within a week or by the next date of listing so that appropriate order may be passed keeping in view the allegation made by the petitioner against them.</p> <p>List the case on 12.01.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p>

Ld. Counsel for the parties may submit/exchange synopsis, and list of events.

Copies of the affidavit filed by petitioner today shall be given by the Registry free of cost to both the aforesaid counsel.

Name of Ld. Counsel Mohd. Shariq Khan, amicus curiae shall be printed in the cause list as counsel for the petitioner..

(Air Marshal Anil Chopra)  
Member (A)

(Justice D.P. Singh)  
Member (J)

anb



Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 35 of 2013

Hira Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Case is called out. None appeared on behalf of the applicant to press this application in second round after pass over.</p> <p>On behalf of respondents Ld. Counsel Shri Ashish Saxena is present.</p> <p>T.A. No. 35 of 2013 is dismissed for non prosecution. Interim order, if any, is hereby vacated.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 17 of 2015

Trilok Dixit

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Prayer for adjournment has been made by Shri Harshwardhan Singhal, Advocate submitting that Shri Rajiv Manglik has not attended the Court today on account of some personal difficulties.</p> <p>As prayed, list the case on 23.02.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events. .</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 1284 of 2016 with M.A. No. 2235 of 2016

Lal Chand Ram

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Shri R.K.S. Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Two weeks' time is allowed to the applicant to file reply to the objection filed by the respondents against the application for condonation of delay.</p> <p>List this case for orders on 01.03.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 1876 of 2016 with M.A. No. 1877 of 2016

In re T.A. No. 1312 of 2010

Roopa Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Applicant Ms Roopa Singh appeared in person. She states that her counsel Shri S.C.Yadav is not attending the Tribunal today. She prays for adjournment of the case to some other date.</p> <p>As prayed, list this case for orders on 06.02.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 2024 of 2016 with M.A. No. 2025 of 2016

In re O.A. No. Nil of 2016

Jagvir Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Vinay Pandey, learned counsel for the applicant and Dr. Shesh Narain Pandey, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Six weeks' further time is allowed to the respondents to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication.</p> <p>List this case for orders on 06.03.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**M.A. No. 2696 of 2016**  
**In Re : O.A. No. 54 of 2010**

**Ram Bachan Singh Yadav**  
By Legal Practitioner for Applicant

Applicant

Versus

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Prashant Bajpai, holding brief of Shri Manjive Shukla, learned counsel for the applicant, Sri G.S.Sikarwar, learned counsel for the respondents alongwith Maj Soma John, Departmental representative.</p> <p><b><u>M.A.No. 2696 of 2016</u></b></p> <p>This is an application for recall of the order dated 08.11.2016, by means of which the O.A was dismissed for non-prosecution.</p> <p>Heard.</p> <p>Cause shown is sufficient.</p> <p>Accordingly, the application is allowed. The order dated 08.11.2016 is recalled subject to payment of costs of Rs.500/- which shall be remitted to AFT, Bar Association, Lucknow. Let the costs be deposited within one week.</p> <p>List this case for orders on 02.02.2017.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**EX-A. No. 142 of 2016**  
**In Re : O.A. No. 43 of 2014**

**Nitesh Kumar Rai**  
By Legal Practitioner for Applicant

Applicant

Versus

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Amit Sharma, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents makes a statement at Bar that in compliance of the order of the Tribunal under execution, the applicant has been reinstated in service. Copy of the order has been provided to the learned counsel for the applicant.</p> <p>However, costs imposed has not been deposited by the respondents. Let the costs be deposited in terms of order dated 02.09.2016.</p> <p>List this case for orders on <b>23.01.2017</b>.</p> <p>Copy of this order be provided to the respondents as per rules today.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**EX-A. No. 234 of 2016**

**In Re : O.A. No. 69 of 2015 alongwith R.A. 107 of 2016**

**Awadhesh Yadav**

Applicant

By Legal Practitioner for Applicant

Versus

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Arun Kumar, learned counsel for the applicant and Mrs Deepti P Bajpai, learned counsel for the respondents alongwith Maj Soma John, Departmental representative.</p> <p>It appears that the order under execution has not been complied with. The applicant is attaining the age of superannuation on 31.12.2016.</p> <p>List this case for orders on <b>22.12.2016</b> to enable the learned counsel for the respondents to comply with the order. In case the order is not implemented with due communication to the applicant and the Tribunal, then the Tribunal may impose exemplary costs to compensate the applicant.</p> <p>Copy of the order be provided to the parties as per rules today itself.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT/</p>



Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**M.A. No. 2112 of 2015 With M.A. No. 2196 of 2016**

**In Re : O.A. No. Nil of 2015**

**Shamsher Chand**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Soma John, Departmental representative.</p> <p>As prayed, a week's further time is allowed to the applicant to file reply to the objection filed by the respondents against the application for condonation of delay.</p> <p>List this case for orders on <b>03.01.2017</b>.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**M.A. No. 978 of 2016 In Re : O.A. No. Nil of 2016**

**KK Pandey**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p style="text-align: center;">Present: Shri VK Pandey, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents alongwith Maj Soma John, Departmental representative.</p> <p><b><u>M.A.No. 978 of 2016</u></b></p> <p style="text-align: center;">Heard.</p> <p>This is an application for condonation of delay in filing the O.A moved by the applicant being aggrieved of the impugned order of severe reprimand dated 16.03.2016.</p> <p>Learned counsel for the applicant submits that the Commanding Officer vide order dated 24.04.2007 has set aside the order dated 16.03.2016 with the observation that the order of severe reprimand is not sustainable. However, on account of commission and omission on the part of the competent authority, the applicant preferred a writ petition bearing No. 25248 of 2009 in the Hon'ble High Court at Allahabad, which was dismissed on 02.09.2015 with liberty to the applicant to approach the appropriate forum. Thereafter the applicant has preferred the present O.A. It appears that the applicant has been continuously pursuing the matter. The delay seems to have been reasonably explained. Cause shown is sufficient.</p> <p style="text-align: center;">Accordingly, the application is allowed and the delay in filing the O.A is condoned.</p> <p style="text-align: center;"><b>Admit.</b></p> <p style="text-align: center;">Let a counter affidavit be filed by the respondents within six weeks. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p style="text-align: center;">List this case for hearing on <b>27.02.2017</b>.</p> <p style="text-align: center;"><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>JPT/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**M.A. No. 2424 of 2016 With M.A. No. 2425 of 2016**

**In Re : O.A. No. 72 of 2015**

**Union of India & Others**

Applicants

By Legal Practitioner for Applicants

Versus

**Shreepad Bhatt**

Respondent

By Legal Practitioner for Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Amit Sharma, learned counsel for the applicant alongwith Shri Pradeep Kumar, Sgt, Departmental representative.</p> <p><b><u>M.A. No. 2424 of 2016</u></b></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p><b><u>M.A. No. 2425 of 2016</u></b></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p><b>(Air Marshal Anil Chopra)</b> Member (A)</p> <p><b>(Justice D.P. Singh)</b> Member (J)</p> <p>JPT</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**M.A. No. 2426 of 2016 With M.A. No. 2427 of 2016**

**In Re : T.A. No. 1380 of 2010**

**Union of India & Others**

Applicants

By Legal Practitioner for Applicant

Versus

**Kashi Singh Yadav**

Respondent

By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Ms Appoli Srivastava, learned counsel for the applicant alongwith Maj Soma John, Departmental representative.</p> <p><b><u>M.A. No. 2426 of 2016</u></b></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p><b><u>M.A. No. 2427 of 2016</u></b></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p><b>(Air Marshal Anil Chopra)</b> Member (A) JPT</p> <p><b>(Justice D.P. Singh)</b> Member (J)</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**M.A. No. 2034 of 2016 With M.A. No. 2499 of 2016**

**In Re : O.A. No. Nil of 2016**

**Gyan Prakash Gupta**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Rajeev Pandey, learned counsel for the respondents alongwith Maj Soma John, Departmental representative.</p> <p>Shri PN Chaturvedi, learned counsel for the applicant is suffering from illness.</p> <p>List this case for orders on <b>27.02.2017</b>.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>JPT/</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**O.A. No. 108 of 2010 With M.A. No. 127 & 1201 of 2016**

**Barde Devi**

Applicant

By Legal Practitioner for Applicant

Versus

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents alongwith Maj Soma John, Departmental representative.</p> <p>A week's further time, as prayed, is allowed to learned counsel for the applicant to file replication to the objection filed by the respondents against the application for condonation of delay.</p> <p>List this case for orders on <b>30.01.2017</b>.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1 (A)**

**O.A. No. 150 of 2016 With M.A. Nos. 1481, 1966 & 2469 of 2016**

**Sub Keshav Patel**

Applicant

By Legal Practitioner for Applicant

Versus

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Sunil Sharma, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p><b><u>M.A.No. 1481 of 2016</u></b></p> <p>The applicant appeared in person. The present OA has been preferred claiming the relief to consider the applicant for the rank of Subedar Major and promote him on the said post. Now this application has been moved against the posting of the applicant on the post of Subedar. We do not find any reason to interfere with the action taken by the respondents by which the applicant has been transferred on the same post on which he is working. Accordingly, the prayer for amendment is rejected.</p> <p>However, we <b>admit</b> the OA.</p> <p>Let counter affidavit be filed by the respondents within six weeks. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List this case for hearing on <b>13.02.2017</b>. The applicant's retirement on 31.12.2016 shall be subject to outcome of the present OA.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 251 of 2016 Inre O.A. No. 133 of 2016

Ghanshyam Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Lalit Kumar, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list/put up this case for orders on 22.12.2016.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>JPT</p>



Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 2724 of 2016 In re O.A. No. 189 of 2016

Ram Prakash

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, learned counsel for the applicant and Shri R.K.S.Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A.No. 2724 of 2016</u></p> <p>This is an application for recall of the order dated 18.11.2016, by means of which the O.A was dismissed for non-prosecution.</p> <p>Heard.</p> <p>Cause shown is sufficient.</p> <p>Accordingly, the application is allowed. The order dated 18.11.2016 is recalled subject to payment of costs of Rs.200/- which shall be remitted to AFT, Bar Association, Lucknow. Let the costs be deposited within one week.</p> <p>List this case for orders on 27.01.2017.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 1686 of 2016 with M.A. No. 1844 of 2016

In re O.A. No. Nil of 2016

Virendra Pratap Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri A.K. Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents, assisted by W.O. Desh Raj Singh, OIC Legal Cell.</p> <p>Affidavit filed by Shri A.K.Singh, learned counsel for the applicant is taken on record.</p> <p>The respondents are allowed four weeks' time to file objection against the application for condonation of delay. The applicant may file replication, if any, within two weeks thereafter.</p> <p>List this case for orders on 14.02.2017.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 224 of 2010

Girish Chandra Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list/put up this case for orders on 23.12.2016.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>JPT</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 17 of 2016 with M.A. No. 2442 of 2016

Rajender Singh Bisht

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Kaushik Chattarji, learned counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Shri V.P.Singh, holding brief of Shri K.K.S. Bisht, learned counsel for the applicant, two weeks' time is allowed to file rejoinder affidavit.</p> <p>List this case for orders on 07.03.2017.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>LN</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. (A). No. 233 of 2015

Mithilesh Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant submits that he does not intend to file supplementary rejoinder affidavit.</p> <p>List the case on 01.03.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 1273 of 2010 with M.A. No. 2628 of 2016

Santosh Kumar Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld. Counsel Shri Sarveshwar Mishra holding brief for Shri Indu Prakash Singh, learned counsel for the petitioner and Shri G.S. Sikarwar, learned counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. counsel for the respondents do not intend to file supplementary counter affidavit.</p> <p>Let the matter be listed on 25.01.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 36 of 2013

Man Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Lt Col (Retd) A.K. Saxena, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Counter affidavit is already on record. However, Ld. Counsel for the respondents is not possessing the original record.</p> <p>List the case on 01.02.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 1665 of 2016 with M.A. No. 2086 of 2016

In re O.A. No. Nil of 2016

Goverdhan Vishwakarma

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Rakesh Johri, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents submitted that letter dated 26.07.2004 is not available in the office record of the respondents-Army. However they have other records.</p> <p>We have seen the record. It appears that the applicant has been dismissed in view of decision taken on 17.04.2003 along with twelve persons jointly.</p> <p>Let supplementary affidavit be filed by the respondents placing on record copy of the order dated 17.04.2003 as also list of persons who were dismissed along with the petitioner jointly. The respondents shall also place on record Part II Order.</p> <p>List the case on 08.02.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce</p>



original documents pertaining to the case for perusal of the Bench.

Ld. Counsel for the parties may submit/exchange synopsis, and list of events.

(Air Marshal Anil Chopra)  
Member (A)

(Justice D.P. Singh)  
Member (J)

anb

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 154 of 2013

Nb Subedar Prashant Kumar Sahoo

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Applicant in person. Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Lt Col MK Mishra and Maj Soma John, OsIC Legal Cell.</p> <p>Ld. Counsel for the applicant is reported to be out of station. However applicant is present in person and pressed the application. Though in the absence of Ld. Counsel for the applicant we are not inclined to hear the controversy but keeping in view that on behalf of respondents Lt Col MK Mishra is present, we have heard the controversy at some length.</p> <p>A perusal of the counter affidavit filed by the respondents shows that the respondents have filed extracts of Army Instruction 10/2001 as annexure A-12. Para 6 of the Army Instruction 10/2001 contains the selection procedure. Clause (g) of para 6 (supra) provides that the list of candidates will be forwarded along with application to DGMS (Army)/DGMS (3D) who in turn will forward the select list of such candidates duly recommended for the grant of commission to the office of DGAFMS/DG-1A for onward transmission to the Recruiting Directorate for detailment to different Selection Boards. Para 7 also provides that the DGMS (Army)/DGMS-1A after carrying preliminary scrutiny will forward the list to the DGAFMS along with the recommendations of DGMS (Army) to make the final selection for grant permanent commission in Non Tech cadre of AMC. The Army Instruction shows that the select list will be finalised by the DGAFMS on the basis of material forwarded by DGMS (Army)/DGMS-1A.</p> <p>The applicant invited attention to information received under the Right to Information Act dated 02.05.2013 from the appropriate office of the respondents which</p>

also shows that merit list is to be prepared by DGAFMS. The merit list is forwarded by Recruiting Directorate based on Service Selection Board recommendation. One more RTI response dated 21.03.2014 received by the applicant shows that Recruiting Directorate is responsible only for conducting the Service Selection Board of AMC (NT). The preparation of merit list is the responsibility of DGAFMS-1A. Yet another RTI received by the applicant dated 13.05.2013 shows that Recruiting Directorate does not prepare the list for AMC (NT) candidates. The next RTI response dated 21.03.2014 supplied to the applicant also shows almost the same thing. Thus it appears that final authority seems to be DGAFMS.

Let entire record with regard to decision taken by DGAFMS be produced by the respondents along with other relevant records.

Information under the Right to Information Act received by the applicant is already on record which may be looked into by the respondents. The applicant has also filed merit list as Annexure RA-2 to the rejoinder affidavit in which as per decision dated 04.11.2008 rendered in Special Leave Petition (Civil) No. 14820 -14825 of 2005 the name of the applicant finds place at Serial No. 5.

Having gone through the information received by the applicant through Right to Information Act which is already on record and communicated by the respondents themselves there should not be any contradiction to the averments contained in counter affidavit. There cannot be two different views with regard to same controversy; one supplied to the applicant through the Right to Information Act, and the other placed on record through counter affidavit.

The respondents shall also file supplementary counter affidavit explaining the fact as to whether information communicated to the applicant by the respondents is correct or not, which is already on record.

Let supplementary counter affidavit be filed by the respondents within three weeks from today and the entire record be produced in terms of observations made hereinabove.

Supplementary rejoinder affidavit be filed by the applicant within two weeks thereafter.

List the case on 25.01.2017 for hearing along with T.A. No 23 of 2013: LM Butola vs Union of India & Ors which seems to be identical in nature.

Copy of the order be supplied to Ld. Counsel for the parties free of cost by tomorrow i.e. 21.12.2016.

(Air Marshal Anil Chopra)  
Member (A)

(Justice D.P. Singh)  
Member (J)

anb

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 137 of 2014

Sunder Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Lalit Kumar, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List the case on 21.12.2016 for further hearing.</p> <p>On said date Ld. Counsel for the respondents shall inform the Tribunal as to whether there is any provision in the Army Act, Army Rules or Army Regulations under which if a missing person declared dead by the Army is found to be alive and returns back then how such person shall be dealt with.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 317 of 2015

Ataullah Khan

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yash Pal Singh, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant relied upon final judgment passed by Armed Forces Tribunal, Kolkata in T.A. No 2 of 2003 and some other judgments.</p> <p>Ld. Counsel for the respondents may look into it.</p> <p>List the case on 02.03.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)    Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 135 of 2016 with M.A. No. 2155 of 2016

(T.A. No. 127 of 2009 (Decided))

Ravinder Kumar

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailender Kumar Singh, learned counsel for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, a week's time is granted to file rejoinder affidavit.</p> <p>List the case on 14.02.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

T.A. No. 23 of 2013

LM Butola

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rakesh Johri, learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List on 25.01.2017 for hearing alongwith O.A. No. 154 of 2013, Nb Sub Prashant Kumar Sahoo vs Union of India &amp; Ors.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>anb</p>

Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 220 of 2016

Radhey Shyam

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri V.P.S. Vats, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Four weeks' further time, as prayed, is granted to learned counsel for the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on 07.03.3017.</p> <p>.</p> <p>(Air Marshal Anil Chopra)                      (Justice D.P. Singh) Member (A)                                      Member (J)</p> <p>LN</p>



Form No. 4

**{See rule 11(1)}**  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 267 of 2016

Chandra Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.12. 2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> Present : Shri K.K. Mishra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri K.K.Mishra, learned counsel for the applicant submits in compliance with the order of this Tribunal dated 17.10.2016, the applicant though reported for duty in Kumaon Regimental Centre on 02.11.2016, but he was not permitted to join.</p> <p>Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondent states that since the applicant had completed his term, he was not taken on strength.</p> <p>In case the applicant has been dismissed from service or has completed his term, then after joining he shall be informed in writing and be released in accordance with Rules. In case the applicant is not permitted to join, then the Commanding Officer of the Unit concerned shall appear in person alongwith record to clarify the position on the next date.</p> <p>The respondents shall also file parawise reply/counter affidavit to the OA by the next date, bringing on record also the subsequent events, if any, therein.</p> <p>Certified copy of this order be provided to the applicant as per rules today.</p> <p>List this case for orders on 18.01.2017.</p> <p>.</p> <p>(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1833 of 2015 With M.A. Nos. 1239 & 2314 of 2016**

**Ram Naresh Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Three weeks' time, as prayed, is allowed to the applicant to file affidavit in support of the application for condonation of delay. The respondents shall thereafter have three weeks' time to file reply.</p> <p>List this case for orders on <b>24.01.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1292 of 2016 With M.A. No. 1858 & 2282 of 2016**

**In Re : O.A. No. Nil of 2016**

**Som Pal**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p><b><u>M.A.No. 1292 of 2016</u></b></p> <p>Heard learned counsel for the parties.</p> <p>On account of loss of record, the applicant could not approach the Tribunal earlier. The matter relates to the claim having been made with regard to disability pension. It is a recurring cause of action as settled by Hon'ble The Supreme Court in the case of <b>Union of India versus Tarsem Singh</b> reported in (2008) 8 SCC 648. We, thus, find that the cause shown is sufficient.</p> <p>Accordingly, the application for condonation of delay is allowed and the delay in filing the OA is hereby condoned.</p> <p><b>Admit.</b></p> <p>Six weeks' time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have four weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>23.03.2017.</b></p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1328 of 2016 With M.A. No. 2214 & 2471 of 2016**

**In Re : O.A. No. Nil of 2016**

**Gajendra Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Bachchan Singh, learned counsel for the applicant and Shri AN Tripathi, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p><b><u>M.A.No. 1328 of 2016</u></b></p> <p>Heard learned counsel for the parties.</p> <p>Cause shown is sufficient. Accordingly, this application for condonation of delay is allowed and the delay in filing the OA is condoned.</p> <p><b>Admit.</b></p> <p>Six weeks' time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have four weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>24.03.2017.</b></p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2415 of 2016 With M.A. No. 2416 of 2016**

**In Re : T.A. No. 112 of 2012**

**Rajendra Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri MM Srivastava, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Objection to the application for condonation of delay filed by the respondents is taken on record. The applicant may file replication within three weeks.</p> <p>List this case for orders on <b>23.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 121 of 2015 With M.A. Nos. 589, 845 & 2213 of 2016**

**Smt Priyanka Mishra**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Bhasker Pratap Dubey Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Sgt Pradeep Kumar, Departmental representative.</p> <p>Vakalatnama on behalf of respondent No. 5 alongwith NOC of earlier counsel has been filed by Shri Shailendra Kumar Singh, Advocate, which is taken on record. When the case is next listed, name of Shri Shailendra Kumar Singh be printed in the cause-list as counsel for respondent no. 5.</p> <p><b><u>M.A.No. 845 of 2016</u></b></p> <p>This is an application for impleadment filed by Smt. Lovelesh Shukla, mother of late Cpl Anugrah Narayan Shukla. After hearing learned counsel for the parties, she seems to be a party.</p> <p>Accordingly, the application is allowed. Let Smt. Lovelesh Shukla be impleaded as respondent No. 6 and necessary amendment in the array of parties be incorporated during the course of the day.</p> <p>As prayed, four weeks' time is granted to file counter affidavit on behalf of newly impleaded respondent no. 6. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on <b>07.03.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 174 of 2016**

**Kailash Kumar**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Kailash Kumar in person and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>After hearing the applicant, who is appearing in person and Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents and keeping in view the fact that the delay of 40 years, 7 months and 17 days in filing the OA has been condoned earlier for grant of relief with regard to disability pension, there appears to be no ground to reject the amendment of relief clause, as prayed by the applicant. Accordingly, the application for amendment deserves to be allowed and is hereby allowed.</p> <p>Let the amendment be carried out within a week.</p> <p>The respondents may file counter affidavit within six weeks. Rejoinder affidavit, if any, may be filed within four weeks thereafter.</p> <p>List this case for orders on <b>08.03.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 272 of 2016**

**Urba Datt Joshi**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>One week's further time, as prayed, is granted to learned counsel for the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>20.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>



Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 273 of 2016**

**Thakur Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Virendra Kumar Singh, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Two weeks further time, as prayed, is granted to learned counsel for the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>21.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**T.A. No. 9 of 2014 With M.A. No. 1396 of 2016**

**Shashi Kant Jha**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.12.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Learned counsel for the respondents seeks permission to file written arguments. Permission granted. He may file written arguments within two weeks.</p> <p>List this case for hearing on <b>07.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1833 of 2015 With M.A. No. 1239 & 2314 2016**

**Ram Naresh Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal

**16.12.2016**

**Hon'ble Mr. Justice D.P. Singh, Member (J)**

**Hon'ble Lt Gen Gyan Bhushan, Member (A)**

Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.

Three weeks' time, as prayed, is allowed to the applicant to file affidavit in support of the application for condonation of delay. The respondents shall thereafter have three weeks' time to file reply.

List this case for orders on **24.01.2017**.

(Lt Gen Gyan Bhushan)  
Member (A)

(Justice D.P Singh)  
Member (J)

LN/

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1292 of 2016 With M.A. No. 1858 & 2282 of 2016**  
**In Re : O.A. No. Nil of 2016**

**Som Pal** Applicant  
By Legal Practitioner for Applicant

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p><b><u>M.A.No. 1292 of 2016</u></b></p> <p>Heard learned counsel for the parties.</p> <p>On account of loss of record, the applicant could not approach the Tribunal earlier. The matter relates to the claim having been made with regard to disability pension. It is a recurring cause of action as settled by Hon'ble The Supreme Court in the case of <b>Union of India versus Tarsem Singh</b> reported in (2008) 8 SCC 648. We, thus, find that the cause shown is sufficient.</p> <p>Accordingly, the application for condonation of delay is allowed and the delay in filing the OA is hereby condoned.</p> <p><b>Admit.</b></p> <p>Six weeks' time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have four weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>23.03.2017.</b></p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1328 of 2016 With M.A. No. 2214 & 2471 of 2016**

**In Re : O.A. No. Nil of 2016**

**Gajendra Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Bachchan Singh, learned counsel for the applicant and Shri AN Tripathi, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p><b><u>M.A.No. 1328 of 2016</u></b></p> <p>Heard learned counsel for the parties.</p> <p>Cause shown is sufficient. Accordingly, this application for condonation of delay is allowed and the delay in filing the OA is condoned.</p> <p><b>Admit.</b></p> <p>Six weeks' time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have four weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>24.03.2017.</b></p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2415 of 2016 With M.A. No. 2416 of 2016**

**In Re : T.A. No. 112 of 2012**

**Rajendra Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri MM Srivastava, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Objection to the application for condonation of delay filed by the respondents is taken on record. The applicant may file replication within three weeks.</p> <p>List this case for orders on <b>23.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 121 of 2015 With M.A. Nos. 589, 845 & 2213 of 2016**

**Smt Priyanka Mishra**  
By Legal Practitioner for Applicant

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Bhasker Pratap Dubey Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Sgt Pradeep Kumar, Departmental representative.</p> <p>Vakalatnama on behalf of respondent No. 5 alongwith NOC of earlier counsel has been filed by Shri Shailendra Kumar Singh, Advocate, which is taken on record. When the case is next listed, name of Shri Shailendra Kumar Singh be printed in the cause-list as counsel for respondent no. 5.</p> <p><b><u>M.A.No. 845 of 2016</u></b></p> <p>This is an application for impleadment filed by Smt. Lovelesh Shukla, mother of late Cpl Anugrah Narayan Shukla. After hearing learned counsel for the parties, she seems to be a party.</p> <p>Accordingly, the application is allowed. Let Smt. Lovelesh Shukla be impleaded as respondent No. 6 and necessary amendment in the array of parties be incorporated during the course of the day.</p> <p>As prayed, four weeks' time is granted to file counter affidavit on behalf of newly impleaded respondent no. 6. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on <b>07.03.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 174 of 2016**

**Kailash Kumar**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Kailash Kumar in person and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>After hearing the applicant, who is appearing in person and Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents and keeping in view the fact that the delay of 40 years, 7 months and 17 days in filing the OA has been condoned earlier for grant of relief with regard to disability pension, there appears to be no ground to reject the amendment of relief clause, as prayed by the applicant. Accordingly, the application for amendment deserves to be allowed and is hereby allowed.</p> <p>Let the amendment be carried out within a week.</p> <p>The respondents may file counter affidavit within six weeks. Rejoinder affidavit, if any, may be filed within four weeks thereafter.</p> <p>List this case for orders on <b>08.03.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>



Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 272 of 2016**

**Urba Datt Joshi**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>One week's further time, as prayed, is granted to learned counsel for the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>20.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 273 of 2016**

**Thakur Singh**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Virendra Kumar Singh, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Two weeks further time, as prayed, is granted to learned counsel for the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on <b>21.02.2017</b>.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>

Form No. 4  
[See rule 11(1)]  
**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**T.A. No. 9 of 2014 With M.A. No. 1396 of 2016**

**Shashi Kant Jha**

By Legal Practitioner for Applicant

Applicant

Versus

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.122016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>Learned counsel for the respondents seeks permission to file written arguments. Permission granted. He may file written arguments within two weeks.</p> <p>List this case for hearing on <b>07.02.2017.</b></p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P Singh) Member (J)</p> <p>LN/</p>