

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**Ex.A. No. 14 of 2012 with Dy. No. 326 of 2016 In re: T.A.No. 394 of 2010**

**V.N.Saxena**

Applicant

By Legal Practitioner for Applicants

Versus

**Chief of Army Staff & Others**

Respondents

And

**M.A.No. 2565 of 2016 with M.A.No. 2612 of 2016 in T.A.No. 394 of 2010**

**V.N.Saxena**

Applicant

By Legal Practitioner for Applicants

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p><b><u>M.A.No. 2565 of 2016</u></b></p> <p>This case, which relates to recall of an order passed by this Bench on 7.11.2016, was listed today in Court No. 2, has come up for orders before us after transfer from the said Court.</p> <p>Shri Rakesh Johri, Advocate files power on behalf of the applicant and the same is taken on record. When the case is next listed, name of Shri Rakesh Johri be shown as counsel for the applicant.</p> <p>Heard Shri Rakesh Johri, learned counsel for the applicant and Shri D.K.Pandey, learned counsel for the respondents, assisted by Maj Soma John, Departmental Representative.</p> <p>The respondents have moved this application for recall of order dated 7.11.2016 passed in Execution Application No. 14 of 2012, which was filed by the applicant having aggrieved against non-implementation of the order dated 2.3.2012, by means of which this Tribunal had held that the action taken against the applicant is abuse of power resulting out of colourable exercise of power and accordingly allowed T.A.No.394 of 2010 and while setting aside the impugned order of discharge dated 13.11.1990, the Tribunal had directed that the applicant shall be entitled to all consequential benefits treating him to be of rank of Captain at the time of discharge.</p> <p>The argument put forward by learned counsel for the applicant is to the effect that in the shape of consequential benefits, the applicant was allowed notional promotion to the post of Major but he was not considered for further promotion to the post of Lt Colonel.</p> <p>Since no reply was filed even after affording sufficient time to the respondents and no one was appearing even after passing repeated orders for presence of some officer to explain the things as to why the applicant was not promoted notionally to the post of Lt Colonel, this Tribunal had passed a detailed</p>

order on 7.11.2016 requesting the Chief of the Army Staff to hold an enquiry to fix responsibility towards the officer responsible for non-compliance of the orders dated 22.08.2016 and who even did not care to file reply or move for exemption of his attendance on the date fixed.

Now, this application has been filed whereby requesting this Court for recall of the said order dated 7.11.2016. It has been pointed out that since the applicant had not passed Part-D examination, which was essential so as to make him eligible for promotion to the post of Lt Colonel, he was not granted promotion to the said post. This point so raised by the respondents will be considered by this Court at the time of hearing of Execution Application No. 14 of 2012, but so far as the conduct of the officer responsible for non-execution of the order is concerned, it is highly condemnable and is deprecated.

So far holding of enquiry against the officer is concerned, the respondents have brought on record the affidavit of Col Ajeen Kumar K, MS (Legal), which has been filed in support of MA No. 2565 of 2016, in para 19, by means of which he has tendered unconditional and unqualified apology for not appearing before this Court on 7.11.2016 and has prayed for recall of the order dated 7.11.2016.

We, in the circumstances of the case, while accepting the apology so tendered by Col Ajeen Kumar K, direct that costs of Rs. 25,000/- imposed vide order dated 7.11.2016 will not be recovered from the salary of the officer concerned; nevertheless it is imposed on the respondents so as to make them cautious in future towards compliance of Court's orders. The costs shall be deposited by the respondents in the Registry of this Court within one month from today and the same shall be withdrawn by the applicant.

So far as the order of this Court to hold an enquiry to fix responsibility towards the officer responsible for non-compliance of the orders dated 22.08.2016 is concerned, the same is hereby recalled. No enquiry now need be conducted against the officer concerned.

The order dated 7.11.2016 stands recalled/modified to the extent as above.

List the execution application for orders on 8.3.2016 before the appropriate Court having jurisdiction as per roster of that date.

**( Lt Gen Gyan Bhushan )**  
**Member (A)**

**(Justice Abdul Mateen)**  
**Member (J)**

LN/

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**Ex.A. No. 14 of 2012 with Dy. No. 326 of 2016 In re: T.A.No. 394 of 2010**

**V.N.Saxena**

By Legal Practitioner for Applicants

Applicant

Versus

**Chief of Army Staff & Others**

Respondents

And

**M.A.No. 2565 of 2016 with M.A.No. 2612 of 2016 in T.A.No. 394 of 2010**

**V.N.Saxena**

By Legal Practitioner for Applicants

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p><b><u>M.A.No. 2565 of 2016</u></b></p> <p>This case, which relates to recall of an order passed by this Bench on 7.11.2016, was listed today in Court No. 2, has come up for orders before us after transfer from the said Court.</p> <p>Shri Rakesh Johri, Advocate files power on behalf of the applicant and the same is taken on record. When the case is next listed, name of Shri Rakesh Johri be shown as counsel for the applicant.</p> <p>Heard Shri Rakesh Johri, learned counsel for the applicant and Shri D.K.Pandey, learned counsel for the respondents, assisted by Maj Soma John, Departmental Representative.</p> <p>The respondents have moved this application for recall of order dated 7.11.2016 passed in Execution Application No. 14 of 2012, which was filed by the applicant having aggrieved against non-implementation of the order dated 2.3.2012, by means of which this Tribunal had held that the action taken against the applicant is abuse of power resulting out of colourable exercise of power and accordingly allowed T.A.No.394 of 2010 and while setting aside the impugned order of discharge dated 13.11.1990, the Tribunal had directed that the applicant shall be entitled to all consequential benefits treating him to be of rank of Captain at the time of discharge.</p> <p>The argument put forward by learned counsel for the applicant is to the effect that in the shape of consequential benefits, the applicant was allowed notional promotion to the post of Major but he was not considered for further promotion to the post of Lt Colonel.</p> <p>Since no reply was filed even after affording sufficient time to the respondents and no one was appearing even after passing repeated orders for presence of some officer to explain the things as to why the applicant was not promoted notionally to the post of Lt Colonel, this Tribunal had passed a detailed</p>

order on 7.11.2016 requesting the Chief of the Army Staff to hold an enquiry to fix responsibility towards the officer responsible for non-compliance of the orders dated 22.08.2016 and who even did not care to file reply or move for exemption of his attendance on the date fixed.

Now, this application has been filed whereby requesting this Court for recall of the said order dated 7.11.2016. It has been pointed out that since the applicant had not passed Part-D examination, which was essential so as to make him eligible for promotion to the post of Lt Colonel, he was not granted promotion to the said post. This point so raised by the respondents will be considered by this Court at the time of hearing of Execution Application No. 14 of 2012, but so far as the conduct of the officer responsible for non-execution of the order is concerned, it is highly condemnable and is deprecated.

So far holding of enquiry against the officer is concerned, the respondents have brought on record the affidavit of Col Ajeen Kumar K, MS (Legal), which has been filed in support of MA No. 2565 of 2016, in para 19, by means of which he has tendered unconditional and unqualified apology for not appearing before this Court on 7.11.2016 and has prayed for recall of the order dated 7.11.2016.

We, in the circumstances of the case, while accepting the apology so tendered by Col Ajeen Kumar K, direct that costs of Rs. 25,000/- imposed vide order dated 7.11.2016 will not be recovered from the salary of the officer concerned; nevertheless it is imposed on the respondents so as to make them cautious in future towards compliance of Court's orders. The costs shall be deposited by the respondents in the Registry of this Court within one month from today and the same shall be withdrawn by the applicant.

So far as the order of this Court to hold an enquiry to fix responsibility towards the officer responsible for non-compliance of the orders dated 22.08.2016 is concerned, the same is hereby recalled. No enquiry now need be conducted against the officer concerned.

The order dated 7.11.2016 stands recalled/modified to the extent as above.

List the execution application for orders on 8.3.2016 before the appropriate Court having jurisdiction as per roster of that date.

**( Lt Gen Gyan Bhushan )**  
**Member (A)**

**(Justice Abdul Mateen)**  
**Member (J)**

LN/

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 135 of 2016 with M.A. No. 2677 of 2016 Inre O.A. No. 152 of 2013**

**Nand Kishore**

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Ram Singh, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties on this Execution Application which has been filed by the applicant for non compliance of judgment and order dated 14.10.2015 passed in O.A. No. 152 of 2013.</p> <p>Respondents have filed an affidavit of compliance vide M.A. No. 2677 of 2016 whereby indicting in Para 2 of the affidavit that necessary Corrigendum PPO has been issued to the applicant in pursuance to the aforesaid judgment which is annexed as Annexure A-1.</p> <p>Since in compliance of aforesaid judgment, necessary PPO has been issued, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 136 of 2016 with M.A. No. 2678 of 2016 Inre O.A. No. 152 of 2013**

**Siya Ram Kaur**

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Ram Singh, learned counsel for the applicant and Mohd Zafar Khan, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties on this Execution Application which has been filed by the applicant for non compliance of judgment and order dated 14.10.2015 passed in O.A. No. 152 of 2013.</p> <p>Respondents have filed an affidavit of compliance vide M.A. No. 2678 of 2016 whereby indicting in Para 2 of the affidavit that necessary Corrigendum PPO has been issued to the applicant in pursuance to the aforesaid judgment and order of this Court annexing copy of PPO.</p> <p>Since in compliance of aforesaid judgment, necessary PPO has been issued, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 137 of 2016 Inre O.A. No. 151 of 2013**

**Bhuneshwar Rai**

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Ram Singh, learned counsel for the applicant and Shri Ashish Saxena, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties on this Execution Application which has been filed by the applicant for non compliance of judgment and order dated 18.11.2015 passed in O.A. No. 151 of 2013.</p> <p>Learned counsel for the respondents submits that in compliance of judgment and order under execution, necessary PPO has been issued to the applicant.</p> <p>Since in compliance of aforesaid judgment, necessary PPO has been issued, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 138 of 2016 Inre O.A. No. 151 of 2013**

**Jawahar 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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Ram Singh, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties on this Execution Application which has been filed by the applicant for non compliance of judgment and order dated 18.11.2015 passed in O.A. No. 151 of 2013.</p> <p>Learned counsel for the respondents submits that in compliance of judgment and order under execution, necessary PPO has been issued to the applicant.</p> <p>Since in compliance of aforesaid judgment, necessary PPO has been issued, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>



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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 139 of 2016 Inre O.A. No. 151 of 2013**

**Kalawati Devi**

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Ram Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties on this Execution Application which has been filed by the applicant for non compliance of judgment and order dated 18.11.2015 passed in O.A. No. 151 of 2013.</p> <p>Respondents have filed an affidavit of compliance today in the Court annexing the copy of Corrigendum PPO issued to the applicant.</p> <p>Since in compliance of aforesaid judgment, necessary PPO has been issued, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1700 of 2016 Inre O.A. No. Nil of 2016**

**Sushil Kumar**

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the respondents submits that objection on the application for condonation of delay is ready and he will be filing the same in the Registry during the course of day after serving a copy to learned counsel for the applicant.</p> <p>Learned counsel for the applicant prays for and is granted a week's time to file replication of the same.</p> <p>List this case for orders on <b>01.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 236 of 2013**

**Bashisth Singh Yadav**

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>13.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri V.P. Pandey, holding brief of Shri S.K. Mishra, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the applicant submits that he requires a week's time to file replication to the objection on amendment application, filed by the respondents.</p> <p>Time prayed for is granted.</p> <p>List this case for orders on <b>02.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2668 of 2016**  
**(Inre: O.A. No. 219 of 2014)**

**Chandra Bhan Singh & another**  
By Legal Practitioner for Applicants

Applicants

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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Pankaj Singh Chauhan, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p><b><u>M.A. No. 2668 of 2016</u></b></p> <p>This is an application for recall of the order dated 24.11.2016, by means of which this Court had dismissed OA No. 219 of 2014 for non-prosecution.</p> <p>It has been pointed out by Shri Namit Sharma, leaned Standing Counsel appearing for the respondents that on an earlier occasion too, this case was dismissed for non-prosecution vide order dated 24.08.2016, which was recalled on 28.09.2016 and the OA was restored to its original number. No cost was imposed by the Court for restoration of the case. On 24.11.2016 again, none appeared for the applicant and the OA was dismissed for non prosecution.</p> <p>On call of the case today again, no one is present to press this application moved on behalf of the applicant for recall of the order dated 24.11.2016 dismissing the OA for non-prosecution. It seems that learned counsel for the applicant is not interested in pursuing the case. Accordingly, M.A.No. 2668 of 2016 is dismissed for non-prosecution.</p> <p style="text-align: center;"><b>( Lt Gen Gyan Bhushan )</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Abdul Mateen)</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**

**M.A. No. 1700 of 2016**  
**(Inre: O.A. No. Nil of 2016)**

**Sushil 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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>As prayed by Shri Namit Sharma, learned Standing Counsel for the respondents, that he is granted only two days' time to file objection to the application for condonation of delay.</p> <p>List this case for orders on <b>12.12.2016</b> before the appropriate Court having jurisdiction as per roster of that date. When the case is next listed, name of Shri Namit Sharma be shown as counsel for the respondents instead of Dr. Shailendra Sharma Atal.</p> <p>( Lt Gen Gyan Bhushan ) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>RS/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2600 of 2016**  
**(Inre: T.A. No. 86 of 2013)**

**Smt Jai Devi**  
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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Naresh Kumar, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p><b><u>M.A. No. 2600 of 2016</u></b></p> <p>This is an application for recall of order dated 08.11.2016 by means of which T.A. No 86 of 2013 alongwith M.A.No. 1849 of 2016 was dismissed for non-prosecution.</p> <p>The reasons given in para 5 of the affidavit filed in support of the application seem to be genuine.</p> <p>Accordingly, the application is allowed and the order dated 08.11.2016 is hereby recalled. T.A. No 86 of 2013 and M.A.No. 1849 of 2016 are restored to their original numbers and be listed for orders on <b>10.04.2017</b> before the Court having jurisdiction as per roster of that day.</p> <p>( Lt Gen Gyan Bhushan ) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>RS/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 145 of 2013 With M.A. No. 1814 of 2016**

**Satendra Singh 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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Amended copy of the OA has already been filed by Shri P.K.Shukla, learned counsel for the applicant. Time was allowed to the respondents to file objection to the amended portion of the O.A, but the same has not been filed.</p> <p>Shri Namit Sharma, learned Standing Counsel appearing for the respondents prays for ten days' more time to file objection to the amended portion of the O.A. As a matter of last opportunity, he is granted ten days and no more time to file the same.</p> <p>List this case for orders on <b>06.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>( Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) 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. 129 of 2015**

**Ravi Shankar Tiwari**  
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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri SS Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Issue notice to respondent No. 6 returnable at an early date.</p> <p>List this case with service report for orders on <b>11.04.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>( Lt Gen Gyan Bhushan ) Member (A)</p> <p>(Justice Abdul Mateen) 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. 176 of 2015**

**Ganesh Prasad Kushwaha**  
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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Namit Sharma, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>On call of the case, no one appeared for the applicant except a person in civil dress claiming himself to be applicant Ganesh Prasad Kushwaha, who states that his counsel Shri P.N.Chaturvedi is confined to bed and has not come to the Court. He prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p>List this case for orders on <b>12.04.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>( Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) 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. 183 of 2016**

**Smt. Bhagwan Devi**  
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>09.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KK Mishra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>On call of the case Shri K.K.Mishra, learned counsel for the applicant appeared. He states that rejoinder affidavit is ready and he will be filing the same by Monday i.e. the 12<sup>th</sup> of December, 2016. If rejoinder affidavit is filed, list this case for hearing on <b>13.04.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>( Lt Gen Gyan Bhushan ) Member (A)</p> <p>(Justice Abdul Mateen) 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. 2652 of 2016 Inre O.A. No. Nil of 2016**

**S.C. Saksena**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents duly assisted by Col Kamal Singh, Departmental Representative.</p> <p><b><u>M.A. No. 2652 of 2016</u></b></p> <p>This is an application for condonation of delay moved by the applicant in filing the Original Application which relates to grant of disability pension and rounding off of the same.</p> <p>As per office report, there is delay of 15 years, 05 months and 13 days in filing the Original Application. Copy of this application has been served upon learned counsel for the respondents on 06.12.2016.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection on application for condonation of delay.</p> <p>List this case for orders on <b>03.04.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2655 of 2016 Inre O.A. No. Nil of 2016**

**Chandrika 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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Memo of appearance filed by Mohd. Zafar Khan on behalf of respondents is taken on record. Office is directed to show his name as learned counsel for the respondents when the case is next listed.</p> <p>Present : Shri Yash Pal Singh, learned counsel for the applicant and Mohd. Zafar Khan, learned counsel for the respondents.</p> <p><b><u>M.A. No. 2655 of 2016</u></b></p> <p>This is an application for condonation of delay moved by the applicant in filing the Original Application with the prayer that recommendation of Release Medical Board be set aside so far it relates to opinion has been made for making entry indicating therein that the disability pension of the applicant is neither attributable to nor aggravated by the Army service and further prayer has been made for grant of disability pension.</p> <p>As per office report, there is delay of 10 years, 02 months and 18 days in filing the Original Application. Copy of this application has been served upon learned counsel for the respondents on 29.11.2016.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection on application for condonation of delay.</p> <p>List this case for orders on <b>05.04.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2656 of 2016 Inre O.A. No. Nil of 2016**

**Narender Pal Singh**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Memo of appearance filed by Shri Bhanu Pratap Singh on behalf of respondents is taken on record. Office is directed to show his name as learned counsel for the respondents when the case is next listed.</p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p><b><u>M.A. No. 2656 of 2016</u></b></p> <p>This is an application for condonation of delay moved by the applicant in filing the Original Application which relates to grant of disability pension.</p> <p>As per office report, there is delay of 08 years, 04 months and 03 days in filing the Original Application. Copy of this application has been served upon learned counsel for the respondents on 06.12.2016.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection on application for condonation of delay.</p> <p>List this case for orders on <b>06.04.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2657 of 2016 Inre O.A. No. Nil of 2016**

**Kasumpal 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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Memo of appearance filed by Shri Avadesh Narain Tripathi on behalf of respondents is taken on record. Office is directed to show his name as learned counsel for the respondents when the case is next listed.</p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Shri Avadesh Narain Tripathi, learned counsel for the respondents.</p> <p><b><u>M.A. No. 2657 of 2016</u></b></p> <p>This is an application for condonation of delay moved by the applicant in filing the Original Application which relates to grant of disability pension.</p> <p>As per office report, there is delay of 03 years, 02 months and 03 days in filing the Original Application. Copy of this application has been served upon learned counsel for the respondents on 06.12.2016.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection on application for condonation of delay.</p> <p>List this case for orders on <b>07.04.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 241 of 2016 Inre O.A. No. 47 of 2015**

**Ram Naresh**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents duly assisted by Col Kamal Singh, Departmental Representative.</p> <p>This execution application has been preferred by the applicant being aggrieved for non execution of judgment and order dated 10.02.2016 passed in O.A. No. 47 of 2015 moved under Section 29 of the A.F.T. Act 2007 read with Rule 25 of the A.F.T. (Procedure) Rules, 2008.</p> <p>Copy of this application has been served upon learned counsel for the respondents on 06.12.2016 who prays for and is granted four weeks' time to file an affidavit as to why aforesaid judgment has not yet been implemented inspite of three months time having been granted to the respondents for execution of aforesaid judgment. Learned counsel for the respondents to file compliance report by the date fixed.</p> <p>List this case for orders on <b>10.04.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>ukt</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2644 of 2016 Inre O.A. No. 78 of 2016**

**Shiv 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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Subhash Chandra Yadav, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><b><u>M.A. No 2644 of 2016</u></b></p> <p>This is an application for recall of order dated 22.11.2016 by means of which this Court has dismissed O.A. No. 78 of 2016 for non prosecution.</p> <p>The reasons given in the affidavit filed in support of application for restoration seems to be genuine. Accordingly, order dated 22.11.2016 is hereby recalled and O.A. No. 78 of 2016 is restored to its original number.</p> <p>List this case for orders on <b>02.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>ukt</p>



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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 2651 of 2016 Inre M.A. No. 1780 of 2016**

**Bhagwat Prasad Lal**  
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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Arun Kumar Pandey, learned counsel for the applicant and Col Kamal Singh, Departmental Representative for the respondents.</p> <p><b><u>M.A. No. 2651 of 2016</u></b></p> <p>This is an application for recall of order dated 24.11.2016 by means of which Original Application was dismissed for non prosecution.</p> <p>The reasons given in the affidavit filed in support of application for restoration seems to be genuine. Accordingly, order dated 24.11.2016 is hereby recalled and M.A. No. 1780 of 2016 is restored to its original number.</p> <p>List this case for orders on <b>03.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A) Ukt</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**T.A. No. 26 of 2016**

**Noor Ahmed**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : None for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Case called out. Neither the applicant nor his counsel is present nor is there any request to pass over the case.</p> <p>Accordingly, T.A. No. 26 of 2016 is dismissed for non prosecution.</p> <p>(Lt Gen Gyan Bhushan) Member (A) Ukt</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**T.A. No. 50 of 2016**

**Narayan Dhondiba Savaratakar & Ors**  
By Legal Practitioner for Applicants

Applicants

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Memo of appearance filed by Shri Anurag Mishra on behalf of respondents is taken on record. Office is directed to show his name as learned counsel for the respondents when the case is next listed.</p> <p>Present : None for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><b><u>Dy No. 1588 of 2016</u></b></p> <p>This application has been sent by Advocate R.S. Kumbhar to transfer the case from Armed Forces Tribunal, Regional Bench, Lucknow to Armed Forces Tribunal, Regional Bench, Mumbai.</p> <p>Earlier Writ Petition was filed before Hon'ble High Court of Judicature at Allahabad and later on was transferred to this Bench and re-numbered as T.A. No 50 of 2016. In application for transfer, advocate has requested that since petitioners are resident of District Kolhapur (Maharashtra) and some of the petitioners have died, the matter be transferred to Armed Forces Tribunal, Regional Bench, Mumbai.</p> <p>Transfer of the case from particular Bench of Armed Forces Tribunal to another Bench of another State is in the domain of Hon'ble Chairperson, Principal Bench, Armed Forces Tribunal, New Delhi. Keeping in view pathetic condition as mentioned in the transfer application and inability of the advocate, R.S. Kumbhar, to appear before this Court, we feel the matter be placed before Hon'ble Chairperson at Principal Bench, Armed Forces Tribunal, New Delhi for orders.</p> <p>Registrar is directed to send the file immediately within two days to Chairperson, Principal Bench, Armed Forces Tribunal, New Delhi, for appropriate order.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>ukt</p>

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**Ex-A. No.155 of 2016**  
**Inre: O.A. No. 207 of 2013**

**Mahendra 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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri K.K.Mishra, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Heard learned counsel for the parties on this execution application, which has been filed with the grievance that the order dated 24.02.2016 passed in OA No. 207 of 2013 has not been complied with.</p> <p>Shri Rajiv Pandey, learned Standing Counsel appearing for the respondents, on the basis of instructions given by Col Kamal Singh, Departmental Representative, informs the Court that in pursuance of the aforesaid order, necessary PPO has been issued to the applicant. A copy of the said PPO has been served upon Shri K.K.Mishra, learned counsel for the applicant.</p> <p>Shri K.K.Mishra, learned counsel for the applicant submits that since the order under execution has been complied with, this execution application has become infructuous.</p> <p>Accordingly, the execution application is dismissed as infructuous.</p> <p>( Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 275 of 2014**

**Darshan Kumar Sharma**  
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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Yashpal Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Case called out. Learned counsel for the parties are present.</p> <p>This is a case where the grievance raised by the applicant is that certain amounts have illegally been deducted from his pension after stopping service element of pension.</p> <p>As per averments made in the petition, the applicant had retired from service in the year 1974. On the basis of letter dated 5.9.2014 issued by Naval Pension Office, C/o INS Tanaji Sion Trombay Road, Mankhurd, Mumbai, cancellation of the service element of pension of the applicant has been made based on direction of the Principal Controller of Defence Accounts (Pension), Draupadi Ghat, Allahabad, where it has been held that the applicant is not entitled for service element of pension. Although counter and rejoinder affidavits have been exchanged in this case, but it has not been made clear as to why service element of pension of the applicant has been cancelled.</p> <p>Let fresh notices be issued to PCDA (P), Allahabad and Officer-in-Charge, Naval Pension Office, c/o INS Tanaji, Sion Trombay Road, Mankhurd, Mumbai and also respondents No. 4 and 5 directing them to ensure presence of suitable representative to appear before this Court on the date fixed and apprise the Court with respect to the above query.</p> <p>List this case for orders on <b>29.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>( Lt Gen Gyan Bhushan ) Member (A)</p> <p>(Justice Abdul Mateen) 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.137 of 2015**

**Kamlesh Painuli**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri SK Singh, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Counter and rejoinder affidavits have been exchanged. The matter pertains to grant of disability pension, as such list this case for hearing on <b>30.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A.No. 190 of 2015**  
**With MA 1859/16 & MA 2554 of 2016**

**Sazid Ali**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri VK Pandey, learned counsel for the applicant, Dr. Shailendra Sharma Atal, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Heard Shri VK Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>The matter pertains to grant of disability pension to the applicant.</p> <p>Counter and rejoinder affidavits have been exchanged, but the copy of the rejoinder affidavit has not been served on the learned Standing Counsel. Shri Pandey, learned counsel for the applicant is directed to serve a copy of the same to Dr. Atal, learned counsel for the respondents during the course of the day. If the same is served, list this case for hearing on <b>31.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A.No. 138 of 2016  
With MA 2500/16**

**VK Prajapati & Others**  
By Legal Practitioner for Applicants

Applicants

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Rajeev Srivastava, learned counsel for the applicants and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Shri Rajeev Srivastava, learned counsel for the applicants appeared and stated that he has received the copy of the counter affidavit filed by the respondents and prays for some time to file rejoinder affidavit.</p> <p>As prayed for, three weeks' time is granted to Shri Rajeev Srivastava, learned counsel for the applicants to file rejoinder affidavit.</p> <p>List this case for orders on <b>03.04.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p>(Justice Abdul Mateen) Member (J)</p>



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

**Court No. 1**

**O.A.No. 265 of 2015**

**Ninua Ram**

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>08.12.2016</u></b> <b><u>Hon’ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon’ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri PK Shukla, learned counsel for the applicant alongwith Col Kamal Singh, Departmental representative.</p> <p>On call of the case, Shri PK Shukla, learned counsel for the applicant appeared and rather admitted that there are certain mistakes in the Original Application in respect to the dates mentioned therein, which are contradictory to each other.</p> <p>He prays for and is granted two weeks’ time to file amendment application to the Original Application. If the same is filed, list this case for orders on <b>01.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>The matter shall not be treated as tied up or part heard to us.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p style="text-align: right;">(Justice Abdul Mateen) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A.No.198 of 2016**

**Hardayal 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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, 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 Namit Sharma, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Shri Namit Sharma, learned Standing Counsel prays for and is granted a week's further and no more time to file counter affidavit.</p> <p>List this case for hearing on <b>01.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A.No.209 of 2016**

**Gore Lal**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>Heard Shri Parijaat Belaura, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents duly assisted by Col Kamal Singh, Departmental representative on the issue wherein this Court, on the date of admission on 24<sup>th</sup> of August 2016, had issued notice to respondent no.7.</p> <p>As per office report, notice has been issued, but the same has not been received back served or unserved and since 30 days have elapsed of the date of issuance of notice, the service of notice on respondent no.7 is held to be sufficient, but in such circumstances, it seems to be just and proper to issue a fresh notice to respondent no.7 since certain malafide allegations have been levelled against him.</p> <p>Let fresh notices be issued to the respondent no.7 through the Registrar, AFT, Regional Bench, Lucknow asking him as to whether he intends to file reply to contest the case or not?</p> <p>List this case for orders on <b>06.04.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**T.A. No.55 of 2016**

**Mani Ram**

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>08.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present: Shri KK Mishra, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Col Kamal Singh, Departmental representative.</p> <p>As prayed by Shri KK Mishra, learned counsel for the applicant, three weeks' time is granted to file rejoinder affidavit.</p> <p>List this case for admission on <b>22.03.2017</b> before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG/</p> <p>(Justice Abdul Mateen) Member (J)</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 112 of 2013 with M.A. No. 2320 of 2016 Inre O.A. No. 355 of 2012**

**Ajbir 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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri R. Chandra, learned counsel for the applicant and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents duly assisted by Col Kamal Singh, Departmental Representative.</p> <p>Heard learned counsel for the parties on this Execution Application which has been filed by the applicant claiming therein that he is not being provided pension of Hony Naib Sub as being provided to Naib Subedars, retired prior to 2006.</p> <p>Learned counsel for the respondents, on the basis of instructions, submits that applicant is getting pension of Rs. 7830/- which is more beneficial to the applicant or else as per data furnished by Record Office with average pay as Rs. 13,500/- his pension would have been reduced to Rs. 7750/-.</p> <p>In any case the applicant is getting pension as claimed by him after issue of Corrigendum PPO.</p> <p>Accordingly, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 98 of 2016 Inre O.A. No. 177 of 2014**

**Nagendra Kumar Pandey**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri K.K. Singh Bisht, learned counsel for the applicant and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties. In the present Execution Application, requisite PPO in pursuance to judgment and order under execution has already been issued and copy of the same has been served upon learned counsel for the applicant in the Court today itself.</p> <p>Since judgment under execution has been complied with, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 130 of 2016 Inre T.A. No. 44 of 2013**

**Smt. Anita Kumari**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, 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 Ashish Kumar Singh, learned counsel for the respondents duly assisted by Col Kamal Singh, Departmental Representative.</p> <p>Learned counsel for the respondents submits that since Govt. sanction has already been granted, necessary PPO will be issued within two weeks.</p> <p>As prayed by learned counsel for the respondents, two weeks' time is granted to file compliance report.</p> <p>List this case for orders on <b>20.12.2016</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 143 of 2016 Inre O.A. No. 134 of 2012**

**Dhani Ram Vishwakarma & Ors**

Applicants

By Legal Practitioner for Applicants

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Mrs. Kavita Belaura, learned counsel for the applicant and Shri Kaushik Chattarji, learned counsel for the respondents duly assisted by Col Kamal Singh, Departmental Representative.</p> <p>On call of the case, learned counsel for the respondents submits that in pursuance of judgment and order under execution necessary PPOs in respect of all five applicants, who have filed execution application, have been issued and copies of the same have been served upon learned counsel for the applicant, today in the court itself.</p> <p>Since judgment under execution has been complied with, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>SB</p>



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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 148 of 2016 with M.A. No. 2197 of 2016 & M.A. No. 2206 of 2016 Inre  
O.A. No. 359 of 2012**

**Ex. JWD Shiv Kant Pandey**  
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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Shiv Kant Pandey, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p><b><u>M.A. No. 2206 of 2016</u></b></p> <p>Learned counsel for the respondents submits that he be granted only one week's further time to clarify the objections raised by the applicant wherein certain discrepancies in payment mentioned in para 6 to 9 of the affidavit are to be clarified.</p> <p>Let specific reply be filed by learned counsel for the respondents clarifying the position within 10 days.</p> <p>List this case for orders on <b>09.01.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A) Ukt</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**EX.A. No. 190 of 2016 Inre O.A. No. 39 of 2013**

**Raksha Pal Singh**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri P.K. Shukla, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the respondents submits that in pursuance of judgment and order under execution necessary PPO has been issued to the applicant and copy of the same has been served upon learned counsel for the applicant, today in the court itself.</p> <p>Since judgment under execution has been complied with, this Execution Application has been rendered infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>Ukt</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1664 of 2016**

**Ramapati Upadhya**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri P.K. Shukla, holding brief of Shri J.N. Mishra, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents.</p> <p>On call of the case, Shri P.K. Shukla states that Shri J.N. Mishra, learned counsel for the applicant has not come to the Court today and prays for adjournment of the case.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case for orders on <b>28.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A) Ukt</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**M.A. No. 1896 of 2016 with M.A. No. 1897 of 2016 Inre O.A. No. 67 of 2015**

**Md. Shoharab**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : The applicant Md. Shoharab in person and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents.</p> <p>On call of the case, a person in civil dress claiming himself Md. Shoharab appears and states that his learned counsel is not well and has not come to the Court and prays for adjournment of the case.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case for orders on <b>29.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A) Ukt</p> <p>(Justice Abdul Mateen) Member (J)</p>

Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 307 of 2015**

**Amit Kumar Pandey**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri V.R. Chaubey, learned counsel for the applicant and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the applicant submits that amendment application is ready and he will be filing the same in the Registry during course of the day after serving copy to learned counsel for the respondents.</p> <p>Learned counsel for the respondents may file objection, if any, within two weeks.</p> <p>List this case for orders on <b>02.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>Ukt</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 99 of 2016 with M.A. No. 2557 of 2016**

**Kishan Kumar**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri S.C. Kushwaha, learned counsel for the applicant and Shri Kaushik Chattarji, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the applicant states that rejoinder affidavit is ready and he will be filing the same in the Registry during the course of day.</p> <p>The amount of Rs. 5000/- towards cost has been deposited in the Registry by learned counsel for the respondents which can be withdrawn by the applicant.</p> <p>List this case for orders on <b>20.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>Ukt</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 302 of 2012 with M.A. No. 1104 of 2016**

**Akhilesh Singh**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri A.K. Pandey, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>Heard learned counsel for the applicant on the issue with respect to payment of AGI Fund and the claim of 18% interest to be paid by the respondents with respect to delay in payment of retiral dues.</p> <p>Learned counsel for the respondents states that since the applicant has not furnished the details of joint account as such AGI Fund has not been paid to him. If the same is furnished by the applicant then AGI Fund will also be released.</p> <p>Accordingly, we direct the applicant to furnish joint bank account details to the respondents within 10 days. If the same is furnished, respondents shall clear off AGI Fund within four week's thereafter.</p> <p>So far as interest part is concerned, the same will be dealt at the time of admission of this Original Application.</p> <p>List this case for admission on <b>13.02.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>Ukt</p>

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

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 104 of 2016**

**Smt. Pankaj 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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri S.K. Pandey, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted three week's further time to file rejoinder affidavit.</p> <p>List this case for orders on <b>31.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>Ukt</p>



Form No. 4

[See rule 11(1)]

**ORDER SHEET**

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

**Court No. 1**

**O.A. No. 187 of 2016**

**Ram Autar**

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>07.12.2016</u></b> <b><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u></b> <b><u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></b></p> <p>Present : Shri Harshvardhan, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' and no more time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within three weeks, thereafter.</p> <p>List this case for orders on <b>10.03.2017</b> before court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A) Ukt</p> <p>(Justice Abdul Mateen) Member (J)</p>