

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1624 of 2016
(Inre: OA No. Nil of 2016)

Mange 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Sharma on behalf of the respondents is taken on record. When the case is listed next, his name be shown as counsel for the respondents.</p> <p>Present: Shri Amit Sharma, learned counsel for the respondents, along with Wg. Cdr Sardul Singh, Departmental Representative.</p> <p>On call of the case no one appears for the applicant.</p> <p><u>M.A. No. 1624 of 2016.</u></p> <p>This is an application for condonation of delay in filing the original application which as per office report is delayed by 04 years, 01month and 03 days. Copy of the aforesaid application has been served upon learned counsel for the respondents on 26.07.2016. Learned counsel for the respondents prays for and is granted six weeks' time to file objection to the delay condonation application.</p> <p>List this case for admission on 30.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1630 of 2016
(Inre: T.A. No. 1346 of 2010)

Shesh Nath 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Ziauddin Khan, learned counsel for the applicant and Major Soma John, Departmental Representative.</p> <p>This Misc. Application No. 1640 of 2016 has been filed by the applicant for recall of the order dated 25.07.2016, passed by this Court, dismissing T.A. No. 1346 of 2010 for non-prosecution.</p> <p>We have gone through the affidavit filed in support of the recall application. The reasons shown in the affidavit seems to be genuine. Accordingly, the order dated 25.07.2016, dismissing the T.A. No. 1346 of 2010 for non-prosecution, is hereby recalled and the T.A. is restored to its original number.</p> <p>List this case for admission on 19.10.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1251 of 2016
(Inre :O.A. No. 43 of 2015)

Jag Mohan 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Dharmesh Sinha, learned counsel for the applicant and Shri Yogesh Kesharwani, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Shri Dharmesh Sinha, learned counsel for the applicant appears and states that better affidavit is ready and will be filing in Registry during course of the day after serving a copy upon learned counsel for the respondents.</p> <p>If the same is filed, list for order on 22.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

O.A. No. 152 of 2016

Arbind Kumar Dubey
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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Shri Rohit Kumar, learned counsel for the applicant appears and prays that he be granted 10 days further time to amend the prayer clause.</p> <p>Time prayed for is granted.</p> <p>List this case for order on 01.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A) rpm/</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. 78 of 2010 with M.A. No. 188 of 2016

Shyam 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Shri G.S. Sikarwar, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Shri G.S. Sikarwar, learned counsel for the respondents appears and submits that the SCM proceedings are available with him. He, therefore, prays 10 days time to be granted to him to file the same in Registry with affidavit.</p> <p>Time prayed for is granted.</p> <p>List this case for Order on 23.08.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

T.A. No. 6 of 20140 with M.A. No. 2163 of 2015

Sepoy Ramesh Prasad
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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Yashpal Singh, learned counsel for the applicant and Major Soma John, Departmental Representative.</p> <p>On call of the case Shri Yashpal Singh, learned counsel for the applicant appears and submits that no doubt copy of Counter Affidavit, filed by the respondent has been received in Court on 18.05.2016 but he could not file Rejoinder Affidavit for the same. He further prays for and is granted three weeks' time to file Rejoinder Affidavit.</p> <p>List this case for order on 07.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1602 of 2016
(Inre: OA No. Nil of 2016)

Arun Kumar 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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Shri Bhanu Pratap Singh on behalf of the respondents is taken on record. When the case is listed next, his name be shown as counsel for the respondents.</p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p><u>M.A. No. 1602 of 2016.</u></p> <p>This is an application for condonation of delay in filing the original application which as per office report is delayed by 04 years, 03 months and 09 days. Copy of the aforesaid application has been served upon learned counsel for the respondents on 25.07.2016. Learned counsel for the respondents prays for and is granted four weeks' time to file objection to the delay condonation application.</p> <p>List this case for admission on 09.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

O.A. No. 17 of 2016

Rajender Singh Bisht
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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Kaushik Chattarji, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case, Shri V.P. Pandey, Advocate, appears and states that Shri K.K.S. Bisht has not come to the court being out of station. As such, he prays that the matter be adjourned. On the contrary, Shri Kaushik Chattarji, learned counsel for the respondents says that Counter Affidavit is under process and will be filing within a week after serving a copy on learned counsel for the applicant. Learned counsel for the applicant may file Rejoinder Affidavit within six weeks, thereafter.</p> <p>List this case for admission on 21.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

DY. No. 669 of 2016 with M.A. No. 1623 of 2016
(Inre: O.A. No. Nil of 2016)

Lal Babu Tiwari

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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Shri Asheesh Kumar Singh, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Shri Asheesh Kumar Singh, appearing for respondents states that copy of delay condonation application has been served upon him on 25.07.2016. He, therefore, prays for and is granted two weeks' time to file objection to delay condonation application filed by the applicant.</p> <p>List this case for Order on 07.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 313 of 2016
(Inre: O.A.(A). No. Nil of 2016)

Shaik Shabber
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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. When the case is listed next, his name be shown as counsel for the respondents.</p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Dr. Shailendra Sharma Atal, learned standing counsel, appears and prays that he be granted two weeks' and no more time to file objection to the delay condonation application filed by the applicant.</p> <p>Accordingly, we granted two weeks' and no more time to file objection to the delay condonation application.</p> <p>List this case for Order on 30.08.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

T.A. No. 89 of 2009

Rajendra Prasad 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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Shri G.S. Sikarwar, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On query about the admission of this case, Shri P.N. Chaturvedi, learned counsel for the applicant, stated that he is not aware that when and on which date this Transferred Application was admitted. He may go through the records and will inform the Court on admission of this T.A by next date.</p> <p>List this case for Order on 01.08.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

O.A. No. 91 of 2011

Santosh Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>Inspite of the direction of this court on 29.03.2016, respondents have not produced the original record. Major Soma John, Departmental Representative, prays for and is granted further two weeks' and no more time to produce the original record pertaining to dismissal of the applicant.</p> <p>List this case for hearing on 17.08.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

EX.A. No. 78 of 2016
(Inre: T.A. No. 395 of 2010)

Jitendra Kumar Yadav
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><u>26.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri R.N. Singh and Shri Vinay Pandey, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Major Soma John, Departmental Representative states that the PPO has been issued . On this, Shri Vinay Pandey, learned counsel for the applicant states that no doubt judgment under execution has been implemented but not in toto. Cost of Rs. 50,000/- which had been imposed on respondents, is not paid. We direct respondents to obtain instruction as to why the cost imposed in our judgment has not yet been paid. Major Soma John stated that payment of cost is under process and she seeks further three weeks time for the same.</p> <p>Time prayed for is granted. Respondents shall ensure payment of the cost by the next date.</p> <p>List this case for Order on 17.08.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 1336 of 2015

Manmeet Singh

In Person

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>26.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri A.K. Sahu, learned counsel for the respondents</p> <p>On call of the case a person in civil dress claiming himself to be Manmeet Singh, applicant, appears and states that he be permitted to withdraw the application alongwith Dy. No. 450 of 2015 and permission be granted to file a fresh.</p> <p>Accordingly, Misc. Application No. 1336 of 2015 alongwith Dy. No. 450 of 2015 is dismissed as withdrawn and permission is granted to file a fresh of so advised.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 339 of 2016
(Inre: O.A. No. Nil of 2016)

Rati Bhan Yadav

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><u>26.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Shri V.P. Pandey, learned counsel for the applicant appears and prays that he be granted two weeks further time to file replication on objection to the delay condonation application filed by the respondents.</p> <p>Time prayed for is granted.</p> <p>List this case for Order on 08.09.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

T.A. No. 1000 of 2010

Smt. 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><u>26.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Sarvesh Pandey, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>As prayed by Shri Sarvesh Pandey, learned counsel for the applicant, list this case again for hearing on 06.09.2016 before the appropriate Court having jurisdiction as per roster of that date. When this case is listed next, it shall not be tied up to this Court.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>rpm/</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

M.A. No. 718 of 2016
(Inre: O.A. No. Nil of 2016)

Smt Rekha 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Col (Retd) RC Dixit, learned counsel for the applicant and Shri Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>Heard Shri RC Dixit, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents assisted by Major Soma John, Departmental Representative.</p> <p>This O.A has been filed by applicant Smt. Rekha Devi, who is the wife of Sep Ved Pal Singh, who had rendered only 7 years, 6 months and 9 days' service in the Army and after having been discharged from service in 1996, had died in the year 1998. The applicant has claimed family pension and disability pension, but the order of discharge has not been challenged in the O.A. Admittedly, the applicant is not entitled to pension and other pensionary benefits since her husband had not served for the requisite period entitling him to pension.</p> <p>Shri R.C.Dixit, learned counsel for the applicant states that he wants to amend the petition. He prays for and is granted three weeks' time for the purpose.</p> <p>List this case for orders on 13.09.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(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. 33 of 2011

Santosh Kumar Singh Yadav
By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri PN Chaturvedi, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>As prayed by Shri PN Chaturvedi, learned counsel for the applicant, list this case for hearing on 21.09.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(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. 1 of 2014

Chandra Prakash Tiwari
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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri GS Sikarwar, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>On call of the case, a person in civil dress claiming himself to be the applicant Chandra Prakash Tiwari appeared. He states that his counsel Shri YR Sharma has not come to the Court today. He further states that the matter be adjourned for the day. Accordingly, the case is adjourned.</p> <p>List this case for hearing on 15.09.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) 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

T.A. No. 89 of 2012

Pirtu Lakra

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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Dr Chet Narain Singh, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>As prayed by Shri Rohit Kumar, learned counsel for the applicant, list this case for hearing on 13.09.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) 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

EX-A No. 49 of 2015
(Inre: O.A. No. 250 of 2011)

Smt Januka 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
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28.07.2016

Hon'ble Mr. Justice Abdul Mateen, Member (J)

Hon'ble Lt Gen A.M. Verma, Member (A)

Present: Shri Rohit Kumar, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Major Soma John, Departmental representative.

Heard learned counsel for the parties.

Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents, on the basis of instructions received, makes a statement that in pursuance of the issuance of PPO on 17.05.2016, payment of pensionary benefits to applicant Smt. Januka Devi has been made and she is also being paid pension regularly as and when becomes due.

Shri Rohit Kumar, learned counsel for the applicant does not dispute the above position. He, however, states that payment of pension for certain period to which the husband of the applicant was entitled, has not been made to the applicant, for which she can make a representation to the authority concerned. So far as the judgment and order under execution is concerned, the same has been implemented by the respondents and no further orders are required in the matter.

In view of above, this execution application is rendered infructuous and is accordingly dismissed.

(Lt Gen A.M. Verma)
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. 47 of 2016
(Inre: T.A. No. 167 of 2009)

Avdhesh 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents, on the basis of instructions received, submits that the matter is pending before CDA (Pension), Allahabad. All formalities have been completed and only Part-II order is to be published, for which proof of marriage of the applicant and birth-certificates of his children are required.</p> <p>Shri R.Chandra, learned counsel for the applicant states that he will be submitting the required documents to the respondents within a period of two weeks. If the same are submitted, the respondents shall ensure publication of Part-II order and payment of pension immediately thereafter in compliance of the judgment and order under execution.</p> <p>List this case for orders on 24.08.2016 before the appropriate court having jurisdiction as per roster of that date. On the next date, Dr. Shailendra Sharma Atal, learned Standing Counsel shall inform the Court about the progress in the matter.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(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

EX-A No. 82 of 2016
(Inre: T.A. No. 49 of 2012)

Laxman 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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Dr. Ashish Asthana, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>Shri R.K.S.Chauhan, learned Standing Counsel appearing for the respondents files an affidavit, mentioning therein that necessary Corrg. PPO for payment of pension to the applicant has been issued by the respondents. The same is taken on record. Copy of the affidavit alongwith Corrg. PPO has been served on Dr. Ashish Asthana, learned counsel for the applicant in Court today.</p> <p>In view of aforesaid, since necessary Corrg. PPO has been issued to the applicant in pursuance of the judgment and order under execution, this execution application is rendered infructuous and is accordingly dismissed.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(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. 2305 of 2015
(Inre: O.A. No. Nil of 2015)

Suraj Singh Negi
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><u>28.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p><u>M.A.No. 2305 of 2015</u></p> <p>This is an application for condonation of delay in filing the O.A. Copy of this application was served on the respondents on 09.12.2015, to which the respondents have filed objection after serving a copy thereof on the learned counsel for the applicant. The same is taken on record.</p> <p>Shri K.K.S.Bisht, learned counsel for the applicant prays for two weeks time to file reply to the aforesaid objection. Time prayed for is granted.</p> <p>List this case for orders on 15.09.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

M.A. No. 515 of 2016
(Inre: O.A. No. Nil of 2016)

Sharad Prasad Pal
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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Mukesh Pandey, Advocate holding brief of Shri Sandeep Shukla, learned counsel for the applicant and Major Soma John, Departmental representative, for the respondents.</p> <p>On call of the case, Shri Mukesh Pandey, Advocate holding brief of Shri Sandeep Shukla, learned counsel for the applicant states that Shri Sandeep Shukla, is out of station, as such he prays that the matter be adjourned. Accordingly, the case is adjourned for the day.</p> <p>Major Soma John, Departmental Representative for the respondents prays for and is granted as a matter of last opportunity three weeks' time to file counter affidavit to the delay condonation application.</p> <p>List this case for admission on 05.09.2016 before the appropriate court having jurisdiction as per roster of that date. When the case is next listed, the office is directed to print the correct name of the applicant Sharad Prakash Pal, which has wrongly been printed as Sharad Prasad Pal.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(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. 106 of 2015

Bharat Singh Shakya
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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri Md Zafar Khan, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>On call of the case, Shri VP Pandey, learned counsel for the applicant, states that he could lay his hand on certain documents, which would satisfy the Court on the point of admission of this O.A. He intends to bring the said documents on record. He prays for and is granted two weeks' time for the purpose.</p> <p>List this case for admission on 23.08.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(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. 313 of 2016
(Inre: O.A. (A) No. Nil of 2016)

Shaik Shabber
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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>List this case for orders on 14.09.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p>(Lt Gen A.M. Verma) 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. 587 of 2016 With M.A. No. 1231 of 2016
(Inre: O.A. No. Nil of 2016)

Azad Kanaujia
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
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27.07.2016

Hon'ble Mr. Justice Abdul Mateen, Member (J)

Hon'ble Lt Gen A.M. Verma, Member (A)

Present: Shri PN Chaturvedi, learned counsel for the applicant and Major Soma John, Departmental representative, for the respondents.

M.A.No. 587 of 2016

This is an application for condonation of delay in filing the O.A.

As it comes out, the applicant was declared a deserter with effect from 11.06.2006. Now the O.A has been filed alongwith the application for condonation of delay which as per office report is delayed by 05 years, 10 months and 12 days.

We have carefully gone through the affidavit filed in support of the delay condonation application as well as the objection filed thereto by the respondents.

It has been averred in the affidavit filed in support of the delay condonation application that the applicant was taken to Noor Manzil Psychiatric Centre, Lalbagh, Lucknow, where he was treated from 08.01.2007 to 13.04.2015 as an Outdoor Patient, as such he could not file the O.A in time. As per pronouncements of Hon'ble High Courts and Hon'ble Supreme Court, no doubt if reasons for delay have been properly explained, O.A has to be entertained, but in the present case, reasons for delay in filing the O.A have not been properly explained. The applicant had to explain each day delay, in which he has failed. We have also gone through the certificate issued by Noor Manzil Psychiatric Centre, Lalbagh, Lucknow, vide Annexure-2, which indicates that the applicant was being treated as an Outdoor Patient. Thus, this application for condonation of delay is misconceived and is hereby rejected.

Consequent to rejection of delay condonation application, the O.A is also dismissed.

**(Lt Gen A.M. Verma)
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

O.A. No. 169 of 2015

Chanchal Kakoti

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 data-bbox="402 276 1062 379"><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p data-bbox="402 446 1390 647">Shri Dharmendra Awasthi, Advocate files memo of appearance on behalf of respondent No. 6. Let it be taken on record. When the case is next listed, name of Shri Dharmendra Awasthi be shown as counsel for respondent No. 6.</p> <p data-bbox="402 693 1390 895">Present: Shri Parijaat Belaura, learned counsel for the applicant, Shri Asheesh Agnihotri, learned Standing Counsel alongwith Major Soma John, Departmental representative, for the respondents No. 1 to 5 and Shri Dharmendra Awasthi, for respondent No. 6.</p> <p data-bbox="402 940 1390 1198">Vide order dated 21.07.2016, applicant Chanchal Kakoti as well as respondent No. 6 Smt. Panita Kakoti were directed to appear on the next date i.e today, but applicant Chanchal Kakoti is not present, although his counsel Shri Parijaat Belaura is present. Respondent No. 6 Smt. Panita Kakoti is present.</p> <p data-bbox="402 1244 1390 1446">List this case again for orders on 09.09.2016 before the appropriate court having jurisdiction as per roster of that date. Applicant Chanchal Kakoti and respondent No. 6 Smt. Panita Kakoti shall appear on the said date.</p> <p data-bbox="444 1602 743 1674">(Lt Gen A.M. Verma) Member (A)</p> <p data-bbox="1040 1602 1365 1674">(Justice Abdul Mateen) Member (J)</p> <p data-bbox="402 1709 459 1736">LN/</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

O.A. No. 105 of 2016 With M.A. No. 1374 of 2016

Lt Col Rajeev Bhola
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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Harshvardhan, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p><u>M.A.No. 1374 of 2016</u></p> <p>This is an application for correction/modification of the order dated 04.04.2016 passed by the Bench consisting of Hon'ble Mr. Justice D.P.Singh, Member (J) and Hon'ble Air Marshal Anil Chopra, Member (A). We have already passed orders on 26.05.2016 that this application be listed before the Bench concerned, but it has wrongly been listed again before this Court. The office is directed to be careful in future.</p> <p>List this application for orders before the Bench concerned on 04.08.2016.</p> <p>(Lt Gen A.M. Verma) 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. (A) No. 290 of 2015 With M.A. No. 488 of 2016

Kaptan 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><u>27.07.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri SK Singh, learned counsel for the applicant and Shri Shri Asheesh Agnihotri, learned counsel for the respondents alongwith Major Soma John, Departmental representative.</p> <p>Shri S.K.Singh, learned counsel for the applicant states that the supplementary affidavit, by means of which he intends to bring certain documents on record, is under preparation. He prays for and is granted a week's further time to comply with the order dated 21.03.2016.</p> <p>List this case for orders on 05.08.2016 before the appropriate court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen A.M. Verma) Member (A)</p> <p style="text-align: center;">(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>