

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1.

M.A. No. 1974 of 2015

Smt. Brijesh Balyan

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>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Bhanu Pratap Singh, learned counsel for the respondents submits that the Affidavit with respect to non-maintainability of O.A. under Section 2 of the Armed Forces Tribunal Act, 2007 is under preparation. He prays for and is granted three weeks' time to file the same.</p> <p>List this case for orders on 06.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 136 of 2016

Gurdeep 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>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri A.K. Sahu, learned counsel for the respondents prays for and is granted two weeks' and no more time to file Counter Affidavit.</p> <p>List this case for orders on 20.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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. 69 of 2012 with M.A. No. 1736 of 2016

Diwan Singh

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><u>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Amit Jaiswal, learned counsel for the respondents prays for and is granted ten days and no more time to file objection to amendment application filed by the petitioner.</p> <p>List this case for orders on 24.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

EX.A. No. 36 of 2016
(Inre: O.A. No. 19 of 2010)

Anil 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>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Dr. Chet Narain Singh, learned counsel for the respondents</p> <p>On call of the case, a person in civil dress claiming himself to be Anil Kumar, applicant, appears and submits that his counsel Shri SSL Srivastava has not come to the Court and prayed that the matter be adjourned.</p> <p>Accordingly the case is adjourned.</p> <p>List this case for hearing on 21.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 43 of 2016 with M.A. No. 2137 of 2016

Narendra Kumar

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><u>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Col(Retd.) A.K. Srivastava, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p><u>M.A. No. 2137 of 2016.</u></p> <p>This is an application for taking Rejoinder Affidavit, filed by the applicant, on record which is taken on record.</p> <p>The application stands disposed of.</p> <p>List this case for hearing on 22.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 79 of 2016 with M.A. No. 1716 of 2016

Suman Devi

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p><u>M.A. No. 1716 of 2016.</u></p> <p>This is an application for taking Counter Affidavit, filed by the respondents, on record which is taken on record.</p> <p>The application stands disposed of.</p> <p>List this case for hearing on 23.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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. 1207 of 2010 with M.A. No. 1967 of 2016

Smt. Vimla Devi

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the petitioner and Lt. Priya Prasad, Departmental Representative.</p> <p><u>M.A. No. 1967 of 2016.</u></p> <p>This is an application for recall of an order dated 04.07.2016 passed by the Hon'ble Mr. Justice D.P. Singh and Hon'ble Air Marshal Anil Chopra.</p> <p>Accordingly, list this case for orders on 17.10.2016 before the Bench concerned.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 214 of 2015 with M.A. No. 2081 of 2016

Mritunjay 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><u>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>As prayed by Shri R. Chandra, learned counsel for the applicant, list the case for orders on 25.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 25 of 2016 with M.A. No. 2166 of 2016

Zahir Khan

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><u>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Shailendra Kumar Singh, learned counsel for the applicant submitted that he has received copy of Counter Affidavit filed by the respondents on 22.09.2016. He prays for and is granted one week time to file Rejoinder Affidavit</p> <p>List this case for orders on 28.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 101 of 2016

Smt Madhubala

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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Diwakar Singh, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents along with Wg. Cdr. Sardul Singh, Departmental Representative.</p> <p>On call of the case, Shri Sunil Sharma, learned counsel for the respondents prays for and is granted 10 days and no more time to file Counter Affidavit to the Original Application.</p> <p>List this case for orders on 30.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 179 of 2016

Anil Kumar 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Yogesh Kesarwani, learned counsel for the respondents prays for and is granted two weeks' further time to file Counter Affidavit.</p> <p>List this case for orders on 01.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 69 of 2016

Birendra 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virendra Singh, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Jai Narain Mishra, who has filed Vakalatname on behalf of the petitioner prays for and is granted two weeks' time to file Bench Copy since this petition has been received from High Court of Judicature at Allahabad and the Bench Copy is not available.</p> <p>List this case for orders on 02.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 177 of 2015

Smt. Gopuli Devi

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.K. Lekheda, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>As prayed by Shri V.K. Lekheda, learned counsel for the applicant, list this case for hearing on 21.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 239 of 2015 with M.A. No. 471 of 2016, M.A. No. 593 of 2016

Santosh Kumar 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri S.K. Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties at length.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt Gen Gyan Bhushan) 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

O.A. No. 240 of 2014

With M.As No. 1785 of 2016, 1957 of 2016 and 2108 of 2016

Mahendra 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.K. Pandey, leaned counsel for the applicant and Dr. Shailendra Sharma Atal alongwith Lt Priya Prasad, Departmental representative.</p> <p><u>M.A.No. 1785 of 2016</u></p> <p>Heard Shri V.K.Pandey, learned counsel for the applicant on this application by means of which the applicant has prayed that the delay in filing the O.A be condoned.</p> <p>The respondents have filed objection vide M.A.No. 1957 of 2016 and replication to the said objection has been filed by the applicant vide M.A.No. 2108 of 2016.</p> <p>Initially, this O.A was filed with delay of 04 years, 02 months and 26 days, which was condoned by this Court vide order dated 13.11.2014, but later on the applicant sought amendment in the prayer clause of the O.A, by means of which he prayed for a direction to the opposite parties to revise the service pension with arrears w.e.f. 1.1.1996 instead of 1.7.2009. This amendment was allowed by the Court, which was duly incorporated in the petition. Consequent to the aforesaid amendment in the O.A, there was alteration in the period of delay in filing the O.A, hence this application for condonation of delay has been moved.</p> <p>In para 10 of the supplementary affidavit filed in support of the application, it has been averred by the applicant that the delay and laches have no meaning in such type of cases, before the court concerned because</p>

the Hon'ble High Court and Hon'ble Supreme Court have passed several judgments and orders in the pensioner benefits matter, because the cause of action is recurring cause of action and same is arising day by day and applicant is losing his interest on the said amount day by day. Learned counsel for the applicant has pressed that in the present case, where the applicant is knocking the doors of the authorities for grant of pension, the delay in filing the O.A is liable to be ignored and the same may be condoned.

Having regard to the facts and circumstances of the case, we allow M.A.No. 1785 of 2016 and condone the delay in filing the O.A. Objection filed by the respondents vide M.A.No. 1957 of 2016 is hereby rejected.

List this case for admission on **24.11.2016** before the Court having jurisdiction as per roster of that day.

(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

O.A. No. 93 of 2016 With M.A No. 1675 of 2016

Smt. Shakuntala 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, leaned counsel for the applicant and Shri Virendra Kumar Singh alongwith Lt Priya Prasad, Departmental representative.</p> <p>Heard Shri R.Chandra, learned counsel for the applicant on this O.A, by means of which the applicant has prayed for issuance of a direction to the respondents to release Special Family Pension from 8.1.1970 or as per PPO, as issued by respondent No. 4 vide letter dated 8.1.1970 (Annexure No. A-6 to the O.A) alongwith arrears and interest thereon.</p> <p>Counter affidavit has been filed by the respondents.</p> <p>Learned counsel for the applicant states that he does not intend to file any rejoinder affidavit.</p> <p>The matter is ripe for hearing. Accordingly, we direct that this case be listed for hearing on 20.12.2016 before the Court having jurisdiction as per roster of that day.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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

O.A. No. 120 of 2016 With M.A No. 2127 of 2016

Raj Naik Singh

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><u>26.09.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Ms Pushpila Bisht and Ms Mayuri Saajwan, leaned counsel for the applicant and Dr.Shailendra Sharma Atal alongwith Lt Priya Prasad, Departmental representative.</p> <p><u>M.A.No. 2127 of 2016</u></p> <p>This is an application moved by the respondents for taking counter affidavit on record, which is taken on record.</p> <p>The application is finally disposed of.</p> <p>Heard learned counsel for the parties.</p> <p>The applicant, by means of this O.A, has claimed the benefit of rounding off of disability pension from 20% to 50%. Ms Pushpila Bisht, learned counsel for the applicant submits that the claim of the applicant is covered by Hon'ble the Supreme Court's judgment in the case of Union of India and Ors vs. Ram Avtar & ors (Civil Appeal No. 418 of 2012 decided on 10th December 2014).</p> <p>This petition was admitted on 13.07.2016. Counter and rejoinder affidavits have been exchanged.</p> <p>We direct that this case be listed for hearing on 05.12.2016 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>LN/</p>

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

Court No. 1

T.A.No. 674 of 2010 with M.A.No. 1702 of 2016

Smt. Kusum Lata
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>26.09.2016 <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: justify;">Present: Shri Yashpal Singh, leaned counsel for the applicant and Shri Rajiv Pandey alongwith Col J.G.Manhas and Lt Priya Prasad, Departmental representatives.</p> <p style="text-align: justify;">Heard learned counsel for the parties.</p> <p style="text-align: justify;">The applicant, claiming herself to be the wife of late Hav Virender Singh Thathola, has, by means of this petition, prayed for grant of family pension.</p> <p style="text-align: justify;">The case of the respondents is that late Hav Virender Singh Thathola was involved in espionage case and while investigation was in progress, he deserted the service and was declared a deserter. Later on, he died in suspicious circumstances and as per post-mortem report, his death was due to consuming poison. According to the respondents, since late Hav Virender Singh Thathola was a deserter from service and has committed suicide, family pension/gratuity is not admissible to the applicant as per Para 113 of Pension Regulation for the Army Part I (1961).</p> <p style="text-align: justify;">In view of above, it seems necessary to look into the outcome of Court of Inquiry pertaining to the alleged espionage activities of late Hav Virender Singh Thathola. The record pertaining to the said Court of Inquiry is not available with the respondents. They are directed to place the same before the Court for perusal on the next date. Record pertaining to Court of Inquiry held to declare him deserter will also be produced for perusal of the Court.</p> <p style="text-align: center;">List this case for further hearing on 02.12.2016.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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

O.A. No. 226 of 2016

Hukam 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Virendra Kumar Singh, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p>Heard learned counsel for the parties on the question of admission of this O.A, which has been filed by the applicant while claiming pension at the revised rate as per direction of the Ministry of Defence, Department of ex-Servicemen Welfare letter No 1(8)/2008-D (Pen/Policy) dated 12.06.2009.</p> <p>The delay in filing the O.A has already been condoned. Since the claim of the applicant, as per policy of the Government referred to above, seems to be genuine, we admit this O.A.</p> <p>Counter affidavit may be filed by the respondents within six weeks. Rejoinder affidavit, if any, may be filed by the applicant within two weeks thereafter.</p> <p>List this for hearing on 14.12.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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. 225 of 2016

Prem 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>26.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Virendra Kumar Singh, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p>Heard learned counsel for the parties on the question of admission of this O.A, which has been filed by the applicant while claiming pension at the revised rate as per direction of the Ministry of Defence, Department of ex-Servicemen Welfare letter No 1(8)/2008-D (Pen/Policy) dated 12.06.2009.</p> <p>The delay in filing the O.A has already been condoned. Since the claim of the applicant, as per policy of the Government referred to above, seems to be genuine, we admit this O.A.</p> <p>Counter affidavit may be filed by the respondents within six weeks. Rejoinder affidavit, if any, may be filed by the applicant within two weeks thereafter.</p> <p>List this for hearing on 14.12.2016 before the appropriate Court having jurisdiction as per roster of that date.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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.

T.A. No. 31 of 2013 with M.A. No. 1796 of 2016

Chandrabhan 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p><u>M.A. No. 1796 of 2016.</u></p> <p>This as an amendment application which has been filed by Shri V.P. Pandey, learned counsel for the applicant after serving a copy upon Shri D.K. Pandey, learned counsel for the respondents on 12.08.2016. Shri DK. Pandey, learned standing counsel prays for and is granted two weeks' time to file objection on amendment application.</p> <p>List this case for orders on 21.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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. 9 of 2014 with M.A. No. 1396 of 2016

Shashi Kant Jha

Petitioner

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><u>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the petitioner and Shri A.K. Sahu, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>This Transferred Application was initially filed at High Court of Judicature at Allahabad on 14.05.2001 vide Writ Petition No. 18867 of 2001 and after creation of Armed Forces Tribunal, has been transferred to this Tribunal and registered as T.A. No. 09 of 2014.</p> <p>Shri Rohit Kumar, learned counsel for the petitioner submitted that though the petitioner had 15 years of qualifying service but could not earn pension as he had 1 year 38 days non qualifying service because he had absented himself thrice during his service. Thus his qualifying service for pension is only 13 years and 330 days. However, in case the applicant was short of few days of qualifying service to earn his pension he should have been apprised about it so that he could have completed his pensionable service. The argument submitted by learned counsel for the applicant seems to be genuine.</p> <p>Accordingly, we admit this petition.</p> <p>Since Counter and Rejoinder Affidavits have been exchanged, list this case for hearing on 16.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

M.A. No. 2164 of 2016

(Inre : EX-A. No. 187 of 2016 & O.A. No. 143 of 2016)

Col Ran Singh Dudee

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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri D.K. Pandey on behalf of the respondents is taken on record.</p> <p>Present: Shri Harshvardhan, learned counsel for the applicant and Shri D.K.Pandey, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p><u>M.A. No. 2164 of 2016.</u></p> <p>This is an application for early hearing of Execution Application No. 187 of 2016 which had come before this Court on 14.09.2016 and after hearing learned counsel for the parties, the Court had directed to the respondents to submit status report on the next date with regard to compliance of the order of this Tribunal dated 31.05.2016.</p> <p>Accordingly, the next date i.e. 24.10.2016 has already been fixed. Hence, application for early hearing (M.A. No. 2164 of 2016) is misconceived and hereby rejected.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 116 of 2010

Nekasu

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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Lal Chandra Sahu, learned counsel for the applicant and Shri Virendra Kumar Singh, learned counsel for the respondents along with Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Lal Chandra Sahu, learned counsel for the applicant prays for and is granted four weeks' further time for compliance of the order dated 22.07.2016 passed by this Court.</p> <p>List this case for hearing on 19.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 401 of 2011

Smt. Savitri Devi Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri G.C. Sinha, learned counsel for the applicant and Lt. Priya Prasad, Departmental Representative.</p> <p>On call of the case, Shri Rajiv Pandey, Advocate, appears and states that Shri Ashish Saxena, learned counsel for the respondents has not come to the Court due to illness. As such, he prays that the matter be adjourned.</p> <p>Accordingly, this case is adjourned.</p> <p>List this case for hearing on 20.12.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 221 of 2015

Smt. Moti 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R.P. Singh, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents along with Sgt. Aman Bhardwaj, Departmental Representative.</p> <p>After hearing learned counsel for the parties at length, we direct Shri Rajiv Pandey, learned standing counsel to bring on record the relevant papers which established the percentage of disability assessed by the medical board, if available with the PCDA(P), Allahabad, by next date.</p> <p>List this case for hearing on 09.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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

EX-A 144 of 2016
(Inre: O.A. No. 285 of 2011)

Shri Bhagwan 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Umesh Singh, learned counsel for the applicant and Dr Chet Narain Singh, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p>On call of the case, learned Counsel for the respondents submits that as a matter of last opportunity, four weeks time be granted to him to comply with the judgment and order under execution.</p> <p>Time prayed for is granted.</p> <p>List this case for orders on 02.12.2016 before the Court having jurisdiction as per roster of that day.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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

EX-A No. 150 of 2016
(Inre: O. A. No. 247 of 2013)

Sarwan 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VK Pandey, learned counsel for the applicant and Shri AK Gupta, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p>On call of the case, learned counsel for the respondents states that in compliance of judgment and order dated 18.11.2015 passed in O.A. No 247 of 2013 government sanction has not yet been issued. He prays for and is granted four weeks' time to seek instructions from the authority concerned and file compliance report.</p> <p>List this case for orders on 05.12.2016 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

EX-A No. 152 of 2016
(Inre: O. A. No. 276 of 2014)

Kunwar Pal 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, 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 Lt Priya Prasad, Departmental representative.</p> <p>This Execution Application has been filed by the applicant being aggrieved for non-compliance of judgment and order dated 14.10.2015 passed in OA No. 276 of 2014 with grievance that judgment has been passed in favour of the applicant, but the same has not been implemented. Copy of this execution application has been served upon learned counsel for the respondents on 04.08.2016.</p> <p>Learned counsel for the respondents may obtain instructions from the authority concerned as to why the aforesaid judgment has not been complied with.</p> <p>List this case for orders on 06.12.2016 before the Court having jurisdiction as per roster of that day.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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. 626 of 2016 With M.A. No. 1881 of 2016
(Inre: O. A. No. Nil of 2016)

Smt Kanta 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p><u>M.A. No. 626 of 2016</u></p> <p>This is an application for condonation of delay in filing the Original Application, which relates to grant of revised pension from 01.01.2006 to 28.04.2014 as applicable to Hony Nb Sub and thereafter family pension to the applicant who is wife of late Hav/Hony Nb Sub Prem Ballabh. As per office report there is a delay of 06 years, 03 months and 04 days in filing the O.A.</p> <p>The reasons shown in the affidavit filed in support of the application seems to be genuine. Preliminary objection to the delay condonation application filed by the respondents counsel is hereby rejected.</p> <p>Accordingly, application is allowed and delay in filing the OA is hereby condoned.</p> <p><u>M.A. No. 1881 of 2016</u></p> <p>Rejoinder affidavit filed by learned counsel for the applicant in reply to objection on delay condonation application is taken on record and disposed off accordingly.</p> <p>Let the case be registered as OA. And list this case for admission on 22.11.2016 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

M.A. No. 818 of 2016 With M.A. No. 1882 of 2016
(Inre: O. A. No. Nil of 2016)

Nar 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p><u>M.A. No. 818 of 2016</u></p> <p>This is an application for condonation of delay in filing the Original Application, filed by the applicant whereby claim has been made by the applicant that revised pension to the applicant be granted as per direction of Ministry of Defence (Department of ex-Servicemen Welfare letter No 1(8)/2008-D (Pen/Policy) dated 12.06.2009. The matter pertains to revision of pension. As per office report there is a delay of 06 years, 03 months and 04 days in filing the O.A but the reasons shown in the affidavit filed in support of the application for condonation of delay seem to be genuine.</p> <p>Accordingly, application is allowed and delay in filing the OA is hereby condoned. Preliminary objection raised by learned counsel for the respondents vide M.A. No. 1566 of 2016 is hereby rejected.</p> <p>Let the case be registered as O.A.</p> <p>List this case for orders on 23.11.2016 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

M.A. No. 1735 of 2016

Uma Kant 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>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KK Mishra, learned counsel for the applicant and Mrs Anju Singh, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p>Shri KK Mishra, learned counsel for the applicant prays for further four weeks' time to file amendment application. Time prayed is granted.</p> <p>List this case for orders on 25.11.2016 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. 39 of 2014 With M.A. No. 2274 of 2015, M.A. No. 1192 & 2167 of 2016
Subhash Mishra 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><u>23.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Dharmesh Sinha, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents alongwith Lt Priya Prasad, Departmental representative.</p> <p>Shri Rajiv Pandey, learned Standing Counsel for the respondents submitted that reply from respondents No. 3 i.e. PCDA (P) Allahabad has been received. He prays for and is granted four weeks, time to file their reply.</p> <p>List this case for orders on 24.11.2016 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. 98 of 2016

Girish Chandra

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>22.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.K. Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents along with Major Jaspreet Kaur and Lt. Priya Prasad, Departmental Representatives.</p> <p>On call of the case, Dr. Shailendra Sharma Atal, learned counsel for the respondents states that counter affidavit is ready and will be filing in Registry during course of the day after serving a copy on Shri V.K. Pandey, learned counsel for the applicant. If the same is filed, learned counsel for the applicant may file rejoinder affidavit within three weeks, thereafter.</p> <p>List this case for orders on 18.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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. 1317 of 2010

Rambir Singh (Deceased) Smt. Kusuma Devi

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents along with Major Jaspreet Kaur and Lt. Priya Prasad, Departmental Representatives.</p> <p>On call of the case, Shri Shailendra Kumar Singh, learned counsel for the applicant prays for and is granted four weeks' further time to file Vakalatnama on behalf of other legal heirs apart from Smt. Kusuma Devi.</p> <p>List this case for orders on 27.10.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 62 of 2011 with M.A. No. 2023 of 2016

Puran Chand Bhatt

Applicant

By Legal Practitioner for Applicant

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Ms. Deepti Prasad Bajpai, learned counsel for the respondents along with Major Jaspreet Kaur and Lt. Priya Prasad, Departmental Representative.</p> <p>Copy of amendment application (M.A. No. 2023 of 2016) has been served upon Ms. Deepti Prasad Bajpai, learned counsel for the respondents, in Court, today. She, therefore, prays for and is granted four weeks' time to file objection on amendment application.</p> <p>List this case for orders on 16.11.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 146 of 2012 with M.A. No. 1383 of 2016

Om Prakash Tiwari

Applicant

By Legal Practitioner for Applicant

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Ms. Deepti Prasad Bajpai, learned counsel for the respondents along with Major Jaspreet Kaur and Lt. Priya Prasad, Departmental Representative.</p> <p>Heard learned counsel for the parties at length.</p> <p>As per direction of this Court dated 25.08.2016, Col(Dr.) V.P. Singh from Command Hospital, Lucknow is present. We have made certain queries and satisfied with his reply.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt Gen Gyan Bhushan) 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.

O.A. No. 138 of 2010

Lal Chandra Dubey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Ms. Deepti Prasad Bajpai, learned counsel for the respondents along with Major Jaspreet Kaur and Lt. Priya Prasad, Departmental Representative.</p> <p>As prayed by Shri P.N. Chaturvedi, learned counsel for the applicant, list this case for hearing on 25.10.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) 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. 1365 of 2010

Manoj Kumar Bhatt

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><u>22.09.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri DC Lohumi, learned counsel for the applicant and Dr. Shesh Narain Pandey, learned counsel for the respondents along with Major Jaspreet Kaur and Lt. Priya Prasad, Departmental Representative.</p> <p>We have seen after hearing of respective parties, that the medical documents is not available with respect to the applicant, which substantiate the arguments that disease due to which the applicant was boarded out or suffering during tenure of service.</p> <p>We further direct to respondents to produce Medical documents as well as paper of Court of Inquiry on next date.</p> <p>List this case for orders on 26.10.2016 before the court concerned having jurisdiction as per roster of that day.</p> <p>(Lt Gen Gyan Bhushan) Member (A) rpm/-</p> <p>(Justice Abdul Mateen) Member (J)</p>

