

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

Court No. 2

O.A. No. 263 of 2017

Anurag 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>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri Ramesh Chandra Shukla, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Present: Shri Satendra Kumar Singh, learned counsel for the applicant and Shri Ramesh Chandra Shukla, learned counsel for the respondents alongwith Wg Cdr Sardul Singh, Departmental Representative.</p> <p style="text-align: center;">Initially an objection has been raised on behalf of the respondents regarding the maintainability of the present O.A. on the ground that the Applicant has not exhausted the alternative remedy.</p> <p style="text-align: center;">Let the said objection be filed by the learned counsel for the respondents supported by an affidavit within two weeks.</p> <p style="text-align: center;">List this case on 25.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) PKG</p> <p style="text-align: right;">(Justice S.V.S.) Member (J)</p>

[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 2211 of 2016
(Inre: O.A. No. Nil of 2016)

Shankar Dutt Bhatt
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Reply to the objection filed by the learned counsel for the applicant is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file better affidavit on the application for condonation of delay.</p> <p>List this case on 18.08.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Rathore) Member (A) PKG</p> <p>(Justice S.V.S. Member (J)</p>

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

Court No. 2

M.A. No. 2763 of 2016 alongwith M.A. No. 2764 of 2016 and M.A. No. 791 of 2017
(Inre: O.A. No. 94 of 2014)

Gajendra Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Misra, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks' time to file reply to the objection on the application for condonation of delay in moving the Recall Application.</p> <p style="text-align: center;">List this case on 21.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.) Member (J)</p> <p>PKG</p>

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

Court No. 2

O.A. No. 263 of 2017

Anurag 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>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri Ramesh Chandra Shukla, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Present: Shri Satendra Kumar Singh, learned counsel for the applicant and Shri Ramesh Chandra Shukla, learned counsel for the respondents alongwith Wg Cdr Sardul Singh, Departmental Representative.</p> <p style="text-align: center;">Initially an objection has been raised on behalf of the respondents regarding the maintainability of the present O.A. on the ground that the Applicant has not exhausted the alternative remedy.</p> <p style="text-align: center;">Let the said objection be filed by the learned counsel for the respondents supported by an affidavit within two weeks.</p> <p style="text-align: center;">List this case on 25.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) PKG</p> <p style="text-align: right;">(Justice S.V.S.) Member (J)</p>

[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 2211 of 2016
(Inre: O.A. No. Nil of 2016)

Shankar Dutt Bhatt
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Reply to the objection filed by the learned counsel for the applicant is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file better affidavit on the application for condonation of delay.</p> <p>List this case on 18.08.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Rathore) Member (A) PKG</p> <p>(Justice S.V.S. Member (J)</p>

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

Court No. 2

M.A. No. 2763 of 2016 alongwith M.A. No. 2764 of 2016 and M.A. No. 791 of 2017
(Inre: O.A. No. 94 of 2014)

Gajendra Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Misra, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks' time to file reply to the objection on the application for condonation of delay in moving the Recall Application.</p> <p style="text-align: center;">List this case on 21.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.) Member (J)</p> <p>PKG</p>

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

Court No. 2

M.A. No. 931 of 2017 with M.A. No. 932 of 2017
(Inre: O.A. No. 187 of 2014)

Santhil Raju B
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>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KKS Bisht, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Objection against the condonation of delay filed by Shri GS Sikarwar, learned counsel for the respondents, in Court today, after serving a copy upon learned counsel for the applicant, is taken on record.</p> <p style="text-align: center;">Shri KKS Bisht, learned counsel for the applicant prays for and is granted two weeks' time to file replication to the objection.</p> <p style="text-align: center;">List this case on 22.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

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

Court No. 2

O.A. No. 236 of 2016 with M.A. No. 209 of 2017

Kunal Krishna 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>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Dr Ashish Asthana, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">In compliance of the Court order dated 03.05.2017, counter affidavit was supposed to be filed by the respondents No. 1 to 7, but the same could not be filed.</p> <p style="text-align: center;">Dr Shailendra Sharma Atal, learned counsel for the respondents No. 1 to 7 prays for and is granted four weeks' further time to file counter affidavit. Replication, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p style="text-align: center;">List this case on 14.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

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

Court No. 2

T.A. No. 17 of 2010

Smt Suman Devi & Others
By Legal Practitioner for Petitioners

Petitioners

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri Amit Jaiswal, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Present: Shri PN Chaturvedi, learned counsel for the petitioners and Shri Amit Jaiswal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">In compliance of the Court order dated 19.07.2017, restoration application was supposed to be filed by learned counsel for the applicant, but the same could not be filed.</p> <p style="text-align: center;">Shri PN Chaturvedi, learned counsel for the applicant prays for and is granted a week's further time to file restoration application.</p> <p style="text-align: center;">List this case on 01.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

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

Court No. 2

M.A. No. 1191 of 2017 With M.A. No. 1192 of 2017
Inre: T.A. No. 974 of 2010

Chief of Army Staff & Others
By Legal Practitioner for Petitioner

Petitioners

Versus

Bishwambhar Pandey
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Anurag Mishra, learned counsel for the petitioner alongwith Maj Soma John, Departmental Representative.</p> <p><u>M.A. No. 1191 of 2017</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 25.01.2016 passed by this Court in T.A. No. 974 of 2010.</p> <p>As per stamp reporter's report, there is delay of 01 year & 04 months in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal <u>shall</u> be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for grant of leave to appeal do not appear to be germane in view of the law laid down by the Hon'ble Supreme Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC in which the Hon'ble Supreme Court has observed as under:</p> <p><i>“Condonation of delay is an exception and should not be used as an anticipated benefit for government departments” and since “the claim on account of impersonal machinery and inherited bureaucratic methodology of making several notes cannot be accepted in view of the modern technologies being used and available. The law of limitation undoubtedly</i></p>

binds everybody including the Government.”

The Hon’ble Supreme Court further observed as under :

“Since the person(s) concerned were well aware or conversant with the issues involved including the prescribed period of limitationThey cannot claim that they have a separate period of limitation when the Department was possessed with competent persons familiar with court proceedings”.

In view of the decision of the Hon’ble Supreme Court in the aforesaid case, the application for condonation of delay cannot be entertained and it is hereby rejected.

M.A. No 1192 of 2017

This is an application under section 31 (1) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the petitioner beyond the period of 30 days. Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also liable to be rejected.

(Lt Gen Gyan Bhushan
Rathore)

Member (A)

RS/-

(Justice S.V.S

Member (J)

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

Court No. 2

M.A. No. 1884 of 2014

Smt Mithilesh
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>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri SSL Srivastava, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted a week further time to comply with the order dated 01.05.2017 of the Tribunal.</p> <p style="text-align: center;">List this case on 16.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A)</p> <p style="text-align: center;">(Justice S.V.S) Member (J)</p> <p>RS/-</p>

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

Court No. 2

M.A. No. 339 of 2016 With M.A. No. 1222 of 2016 & M.A. No. 714 of 2017
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>25.07.2017</u> <u>Hon'ble Mr. Justice S.V.S Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: justify;">Memo of appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is listed next.</p> <p style="text-align: justify;">Present: Shri VC Shukla, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p><u>M.A. No. 714 of 2017</u></p> <p style="text-align: justify;">Objection against the application for condonation of delay filed by learned counsel for the respondents is taken on record.</p> <p style="text-align: justify;">Learned counsel for the applicant prays for and is granted a week time to file replication to the aforesaid objection filed by learned counsel for the respondents.</p> <p style="text-align: justify;">List this case on 17.08.2017 for orders.</p> <p style="text-align: justify;">(Lt Gen Gyan Bhushan) Rathore) Member (A)</p> <p style="text-align: justify;">(Justice S.V.S) Member (J)</p> <p>RS/-</p>

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

Court No. 2

EX-A. No. 109 of 2017
(Inre: O.A. No. 122 of 2011)

Sanjay Kumar Verma
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>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri GS Sikarwar, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Present: Shri KKS Bisht, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">This execution application has been filed against the judgment and order dated 28.02.2017 passed in O.A. No. 122 of 2011 by the Bench comprising of Hon'ble Mr. Justice D.P.Singh, Member (J) and Hon'ble Air Marshal Anil Chopra, Member (A).</p> <p style="text-align: center;">Let it be listed on 06.09.2017 for orders before the appropriate Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) RPM/-</p> <p style="text-align: right;">(Justice S.V.S.) Member (J)</p>

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

Court No. 2

O.A. No. 56 of 2014 with M.A. No. 2344 of 2016 & M.A. No. 889 and 106 of 2017

Smt Shyama Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Misra, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 106 of 2017</u></p> <p>This is an application for condonation of delay in filing the substitution application for substituting the name of Shri Sunil Kumar Singh being heirs of the deceased, applicant Smt. Shayma Devi which is delayed about seven months in filing the same.</p> <p>We find that the reasons given in the affidavit of the application for condonation delay is filing the aforesaid application are genuine.</p> <p>Accordingly, the application is allowed and the delay in filing the same is hereby condoned.</p> <p style="text-align: center;"><u>M.A. No. 2344 of 2016</u></p> <p>Heard the learned counsel for the parties on the substitution application.</p> <p>The applicant Smt Shyama Devi died on 30th December 2015. During pendency of this application, it is prayed that legal heirs be brought on record.</p> <p>Accordingly, the substitution application is allowed. Let the name of Shri Sunil Kumar Singh in place of Smt Shyama Devi, as applicant be incorporated in the original application. Meanwhile, counter affidavit may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">List this case on 28.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

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

Court No. 2

O.A. No. 8 of 2016

Keshar Bahadur Tamang
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Misra, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Learned counsel for the applicant was supposed to file rejoinder affidavit today.</p> <p style="text-align: center;">Adjournment is prayed that the applicant is living in Nepal, so further time is prayed for filing the rejoinder affidavit.</p> <p style="text-align: center;">List this case on 01.09.2017 for orders.</p> <p style="text-align: center;">Meanwhile, rejoinder affidavit may be filed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) RPM/-</p> <p style="text-align: right;">(Justice S.V.S.) Member (J)</p>

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

Court No. 2

O.A.(A). No. 309 of 2016 with M.A. No. 704 of 2017

Gyanendra Madhukar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Devansh Bhardwaj, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 704 of 2017</u></p> <p>This is an application moved on behalf of the applicant for amending the prayer clause. Copy of the same is provided to learned counsel for the respondents on 25.04.2017.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file objection to the amendment application.</p> <p>Dr Shailendra Sharma Atal, learned counsel for the respondents submits that the name of Shri Sunil Sharma be mentioned as learned counsel for the respondents in the cause list, therefore, his name be deleted as counsel for the respondent.</p> <p>Accordingly, Registry is directed to delete the name of Dr Shailendra Sharma Atal as learned counsel for the respondents.</p> <p>List this case on 29.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) RPM/-</p> <p style="text-align: right;">(Justice S.V.S. Member (J)</p>

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

Court No. 2

T.A. No. 42 of 2016

Smt. Savitri Devi
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri PN Chaturvedi, learned counsel for the petitioner and Shri Virendra Singh, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">On 30.03.2017, direction was given to the learned counsel for the applicant to provide Bench Copy of the petition, but the same has not yet been provided.</p> <p style="text-align: center;">Shri PN Chaturvedi, learned counsel for the petitioner prays for and is granted two weeks' further time to comply with the order.</p> <p style="text-align: center;">List this case on 18.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) RPM/-</p> <p style="text-align: right;">(Justice S.V.S.) Member (J)</p>

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

Court No. 2

T.A. No. 64 of 2016

Surendra Vavu
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Anand Yadav, Advocate , holding brief of Shri SG Singh and Shri Yogesh Kesarwani, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">On call of the case Shri Anand Yadav, Advocate , holding brief of Shri SG Singh, prays for and is granted a week time to file Vakalatnama on behalf of the applicant. In the meantime he shall also provide bench copy of the petition.</p> <p style="text-align: center;">Shri Yogesh Kesarwani, learned counsel for the respondents also prays for and is granted four weeks time to file supplementary counter affidavit.</p> <p style="text-align: center;">List this case on 21.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) RPM/-</p> <p style="text-align: right;">(Justice S.V.S.) Member (J)</p>

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

Court No. 2

M.A. No. 2699 of 2016 With M.A. No. 538 of 2017
Inre: O.A. No. Nil of 2016

Devendra 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>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri SS Rajawat, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p><u>M.A. No. 2699 of 2016</u> Heard learned counsel for the parties on the application for condonation of delay.</p> <p>From a perusal of the grounds taken in the accompanying affidavit, the delay stands explained, because the applicant was pursuing the matter before the Hon'ble High Court.</p> <p>Accordingly, the application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that it is fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, may be filed by learned counsel for applicant within two weeks thereafter.</p> <p>List this case on 25.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S Rathore) Member (A) Member (J) RS/-</p>

ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 555 of 2017
Inre: O.A. No. Nil of 2017

Smt Dharmsheela
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KKS Bisht, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Today is the date fixed for filing objection on the application for condonation of delay.</p> <p style="text-align: center;">Shri Virendra Singh, learned counsel for the respondents prays for and is granted four weeks further time to file objection on the application for delay condonation.</p> <p style="text-align: center;">List this case on 28.08.2017 for orders.</p> <p style="text-align: center;">No further time shall be granted for the aforesaid purpose.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Rathore) Member (A) RS/-</p> <p style="text-align: right;">(Justice S.V.S Member (J)</p>

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

M.A. No. 968 of 2017 In re O.A. No. 70 of 2012

Union of India & others
By Legal Practitioner for the Applicant

Applicants

Versus

Pratap Singh
By Legal Practitioner for Respondents

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">This application seems to be the connected matter of O.A. No. 70 of 2012, which has been transferred to Court No.2 for hearing. Let the present application be also sent to Court No.2 today itself for adjudication.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

T.A. No. 172 of 2010

Kapil Dev Mishra
By Legal Practitioner for the petitioner

Petitioner

Versus

Chief of Army Staff & others

-

Respondents.

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Mrs. Anju Singh, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The case stands released from this Bench.</p> <p>List the case before Court No.2 on 08.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

M.A. No. 1020 of 2017 In re O.A. No. 104 of 2017

Col Ran Singh Dudee
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the Applicant and Maj Salen Xaxa, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">Case called out in revised list but there is no appearance for the Applicant either in person or through any counsel representing him.</p> <p style="text-align: center;">In view of the above, the case aforesaid is dismissed in toto for want of prosecution.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. 54 of 2016

Smt Maya Verma & Another
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Wg Cdr (Retd) A.K. Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>In the instant case, admittedly, body of the husband of the Applicant was found from near Pokhran area in Rajasthan though he got missing from Tejpur where he was posted in active duty. From the record it would appear that the husband of the Applicant after he had gone missing, had withdrawn money from his account from various ATMs in different cities of the country. It would also transpire that the husband of the Applicant had neither gone to his house nor sent even a single penny to any of his family members. Prima facie, the ingredients to make out a case of desertion are wanting. To cap it all, in the counter affidavit, it has been pointed out that in the post mortem report, there is indication of insecticide present in the body of the deceased. In this view of the matter, once admittedly, the husband of the petitioner went missing from duty from Tejpur that further that insecticide was found present in the body of the deceased recovered from near Pokhran area, it does not seem to be a case of desertion as has been shown by the Army and</p>

rather, it appears to be a case of missing from duty.

Learned counsel for the respondents made mention of the circulars and orders by which Army is bound to act upon. Let relevant circular orders pertaining to missing persons be placed for perusal of the Bench on the next date fixed.

In the meanwhile, it would be open for the respondent to hold an enquiry treating the Applicant's husband as missing person and submit report on the next date for perusal of the Bench. On the next date, the respondents may also produce inquest report, post mortem report and other police papers pertaining to recovery of body and consequent investigation which may have been conducted in the case.

Let a copy of this order be supplied to learned counsel for the respondents forthwith free of cost.

List this case on 08.08.2017 under the heading "for further hearing".

(Air Marshal Anil Chopra)
Member (A)

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

MH/-

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

O.A. No. 104 of 2017

Col Ran Singh Dudee
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the Applicant and Mrs Appoli Srivastava learned counsel for the respondents assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Case called out in revised list but there is no appearance for the Applicant either in person or through any counsel representing him.</p> <p>In view of the above, the case aforesaid is dismissed in toto for want of prosecution.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 572 of 2010

HCS Rautela
By Legal Practitioner for the Petitioner

Petitioner

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) Ashok Kumar and Shri Rohit Kumar, Ld. Counsel for the petitioner and Maj Salen Xaxa, OIC Legal Cell.</p> <p>OIC Legal Cell has prayed for adjourning the case today submitting that Shri S.K.Singh who has been engaged as Special Counsel in the instant case, has not attended the Court today.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 26.07.2017 under the heading "for further hearing".</p> <p>The above case shall be listed alongwith T.A No 573 of 2010 and T.A.No 633 of 2010.</p> <p>All the three cases shall be heard together.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 633 of 2010 Along With T.A. No. 572 of 2010

Upendra Singh Chauhan
By Legal Practitioner for the Petitioner

Petitioner

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) Ashok Kumar and Shri Rohit Kumar, Ld. Counsel for the petitioner and Maj Salen Xaxa, OIC Legal Cell.</p> <p>OIC Legal Cell has prayed for adjourning the case today submitting that Shri S.K.Singh who has been engaged as Special Counsel in the instant case, has not attended the Court today.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 26.07.2017 under the heading "for further hearing".</p> <p>The above case shall be listed alongwith T.A No 573 of 2010 and T.A.No 572 of 2010.</p> <p>All the three cases shall be heard together.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

EX-A. No. 69 of 2017 In re T.A. No. 72 of 2012

Ugra Sen Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K.Singh Bisht, holding brief of Shri V.P.Pandey, Ld. Counsel for the petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>List of documents which are required from the Petitioner has been handed over to the learned counsel for the Petitioner. It would be open to the petitioner to transmit all the requisite records duly filled in to the authority concerned within a week. Let one copy each of the documents be also brought on record for perusal of the Bench.</p> <p>List this case on 08.08.2017 for hearing/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

M.A. No. 835 of 2017 In re M.A. No. 2239 of 2016, M.A. No. 2240 of 2016
& O.A. No. (A) 03 of 2013

Shyambir Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri D.S. Kauntae, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the Applicant has conceded that the cost imposed by the earlier order has not yet been deposited and in consequence, prays for time.</p> <p style="text-align: center;">In view of the above, two weeks' time is allowed to deposit the cost.</p> <p style="text-align: center;">List this case on 25.08.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">MH/-</p>

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

O.A. No. 182 of 2016 With M.A. No. 827 of 2017

Lt Col Manish Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">It is informed that learned counsel for the Applicant has not attended the court today.</p> <p style="text-align: center;">In view of the above, the case is adjourned and is directed to be listed on 20.09.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;"><small>MH/-</small></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
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>It is informed that learned counsel for the Applicant has not attended the Court today.</p> <p>On the other hand, learned counsel for the respondents submits that Part-2 order has already been amended and PPO has been transmitted to PCDA (P) Allahabad for issuing corrigendum PPO.</p> <p>Let status report be submitted by the next date fixed in the case.</p> <p>List this case on 25.09.2017 for hearing/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

**O.A. No. 192 of 2016 With M.A. No. 991 of 2017, M.A. No. 992 of 2017,
M.A. No. 993 of 2017, M.A. No. 996 of 2017, M.A. No. 997 of 2017, M.A.
No. 998 of 2017, M.A No. 1125 of 2017**

Subodh Verma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Dr. R.S. Pande, Ld. Counsel for the applicant and Mrs Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>We have heard learned counsel for the Applicant as well as learned counsel for the respondents.</p> <p>M.A. No 991, 992, 993, 996, 997, 998 and 1125 of 2017 are taken on record.</p> <p>Learned counsel for the respondents representing respondent no. 8 seeks time as affidavit to the rejoinder affidavit has to be filed for which respondent no. 8 requires some time on account of being in transit by virtue of his transfer.</p> <p>The rejoinder affidavit to counter affidavit filed by respondent no. 8 was served on 27.06.2017 and earlier also, case was adjourned on the request made by learned counsel for the respondent no 8.</p> <p>Learned counsel for the Applicant has opposed the prayer.</p> <p>However, as a last opportunity, 10 days' further time is granted to the respondents fixing 10.08.2017 for final hearing.</p> <p>It may be clarified that in case respondent no 8 seeks</p>

further time on the next date, the Court would be constrained to accept the Applicant's prayer to keep one regular post of the rank of Colonel reserved till final hearing in the matter.

On the next date fixed, the entire record shall be produced for perusal of the Bench.

The parties may also submit chart of dates and events and compilation of case laws which may be proposed to be relied upon.

(Air Marshal Anil Chopra)
Member (A)

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

MH/-

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

O.A. No. 255 of 2016

Brij Kishor Dwivedi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri V.P.S, Vats, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Counter affidavit filed by learned counsel for the respondents is taken on record. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case on 24.10.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. 300 of 2016

Sunil Kumar Thapa
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the Applicant has very fairly submitted that the relief sought by the Applicant in the instant O.A has been granted to him in the statutory complaint preferred by him before the Authority concerned.</p> <p style="text-align: center;">In view of the above, the O.A is rendered infructuous and is accordingly dismissed as having become infructuous.</p> <p style="text-align: center;">Let a copy of this order be supplied to learned counsel for the Applicant forthwith.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 35 of 2011

Union of India & Others
By Legal Practitioner for the Petitioners

Petitioner

Versus

Sanjay Kumar Singh
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Yogesh Kesarwani, Ld. Counsel for the petitioners and Shri Yash Pal Singh, Ld. Counsel for the respondent, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>It is a case which has been received by transfer from District Judge Farukhabad.</p> <p>Learned counsel for the petitioner as well as learned counsel for the respondents may inspect the record under the rules of the Tribunal in order to enable them to prepare the case accordingly.</p> <p>List this case on 14.08.2017 for hearing.</p> <p>On the next date the counsel for the parties may submit written synopsis alongwith compilation of case laws to facilitate hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 84 of 2016

Devendra Singh Kushwaha
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Nishant Verma, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Learned counsel for the Applicant submits that the amendment Applicant be dismissed as not pressed with liberty to file fresh amendment Application.</p> <p>In view of the above, the amendment Applicant is dismissed as not pressed.</p> <p>List this case on 23.08.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

M.A. No. 985 of 2017 in re: O.A. No. 62 of 2011

Puran Chandra Bhatt
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of the Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri PN. Chaturvedi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Ata,, Ld. Counsel for the respondents, assisted by Maj Some John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">Error is apparent on the face of the record.</p> <p style="text-align: center;">In order dated 12.05.2017 passed in OA N. 62 of 2011, in paras 2 and 8, the date 31st March, 2008 is corrected as 31st January, 2008.</p> <p style="text-align: center;">Application stands disposed of.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

EX-A. No. 216 of 2016 In re O.A. No. 193 of 2015

Chandra Pratap Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Yash Pal Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">It transpires from submissions made by learned counsel for the parties that in compliance of orders of the Tribunal, Review Survey Medical Board has been held.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to submit status/compliance report.</p> <p style="text-align: center;">List the case again on 06.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 2686 of 2016 In re O.A. No. (Nil) of 2016

Shiv Nath Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri A.K. Singh, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for respondent no. 3 submits that he does not intend to file objection against application under Section 5 of the Limitation Act.</p> <p style="text-align: center;">On behalf of remaining respondents, time is prayed for to file objection.</p> <p style="text-align: center;">It is submitted on behalf of the respondents that the dispute is pending before Hon'ble Apex Court on the issue as to whether petition against Army Group Insurance Fund is cognizable by this Tribunal.</p> <p style="text-align: center;">In this back-ground, list the case on 18.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

M.A. No. 598 of 2016, M.A. No. 151 of 2017 With M.A. No. 157 of 2017
In re M.A. No. 79 of 2016

Vijaypal Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 598 of 2016</u></p> <p style="text-align: center;">Application for taking on record objection on application for condonation of delay is taken on record.</p> <p style="text-align: center;">M.A. No. 598 of 2016 stands disposed of.</p> <p style="text-align: center;"><u>M.A. No. 151 of 2017</u></p> <p style="text-align: center;">Heard learned counsel for the parties on application under Section 5 of the Limitation Act. There is delay of about five months in moving the application for recall of order dated 17.08.2016 dismissing the O.A. for non prosecution.</p> <p style="text-align: center;">Grounds taken in the accompanying affidavit explaining the delay are sufficient. Delay is accordingly condoned.</p> <p style="text-align: center;">M.A. No. 151 of 2017 is disposed of.</p> <p style="text-align: center;"><u>M.A. No. 157 of 2017</u></p> <p style="text-align: center;">Heard learned counsel for the parties on recall application. Cause shown is sufficient.</p> <p style="text-align: center;">Order dated 17.08.2016 is recalled and the case is restored to its original number subject to payment of costs of Rs. 500/-. Costs shall be deposited within a week and shall be remitted to the Bar Association, AFT, Lucknow.</p> <p style="text-align: center;">Subject to payment of cost, list the case on 24.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 288 of 2016 With M.A. No. 74 of 2017

Ram Yogya Ojha
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Mrs Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Rejoinder affidavit filed on behalf of the applicant is taken on record. Copy of the same has been provided to learned counsel for the respondents.</p> <p>The case is ripe for hearing.</p> <p>List on 06.10.2017 for hearing before the appropriate Bench.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 137of 2017

Awadhesh Kumar Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Yash Pal Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Four weeks' time as prayed for by learned counsel for the respondent is granted to file counter affidavit.</p> <p style="text-align: center;">Applicant may file rejoinder affidavit within two weeks thereafter.</p> <p style="text-align: center;">List the case on 27.09.2017 before the appropriate Bench for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 221 of 2017

Lt Col Om Prakash Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Four weeks' time as prayed for by learned counsel for the respondent is granted to file counter affidavit.</p> <p style="text-align: center;">Applicant may file rejoinder affidavit within two weeks thereafter.</p> <p style="text-align: center;">List the case on 04.10.2017 before the appropriate Court for orders.</p> <p style="text-align: center;">.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

M.A. No. 1411 of 2016 With M.A. No. 1412 of 2016
In re T.A. No. 1278 of 2010

VV Khandekar Rao
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the petitioner. Maj Salen Xaxa, OIC Legal Cell for the respondents.</p> <p>Shri Kaushik Chatterjee is unable to attend Tribunal today, hence case is adjourned.</p> <p>List the case again on 29.08.2017 for hearing before the appropriate Bench.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

M.A. No. 59 of 2017 With M.A. No. 60 of 2017
In re O.A. No. 127 of 2014

Sarbind Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Indra Prasad Yadav, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">In compliance of order dated 11.05.2017 the applicant was supposed to deposit cost which he has not deposited.</p> <p style="text-align: center;">One week's further time as prayed for is allowed to comply the order of the Tribunal dated 11.05.2017.</p> <p style="text-align: center;">List the case on 17.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 209 of 2015

Ram Niwas
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Akhilesh Pandey, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the applicant prays for adjournment of the case on the ground that he is not prepared today.</p> <p style="text-align: center;">Case is accordingly passed over for the day.</p> <p style="text-align: center;">List again on 31.08.2017 for hearing before the appropriate Bench.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 34 of 2016

Sabhajit Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, learned counsel for the respondents assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Orders reserved.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 164 of 2016

Rajveer Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Shaildenra Kumar Singh, Advocate, holding brief for Shri R. Chandra, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Vide order dated 28.06.2017 respondents were directed to file affidavit as to who wrote the application for compassionate discharge dated 31.07.2007 and why and when the applicant had signed it. The respondents were further directed to apprise the Tribunal how many and what were those documents which the applicant had signed for compassionate discharge.</p> <p style="text-align: center;">Adjournment is prayed for on behalf of the respondents to comply said order.</p> <p style="text-align: center;">As prayed, list the case again on 25.09.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">Meanwhile, respondents shall comply order of this Tribunal dated 28.06.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

O.A. No. 228 of 2016

Ram Avatar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Applicant shall have two weeks' thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 26.09.2017 for hearing before the appropriate Bench</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

T.A. No. 7 of 2012 With M.A 506 of 2017

Ganpati Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Vide order dated 29.06.2017 the respondents were directed to file affidavit. However, learned counsel for the respondents prays for and is granted ten days further time to file affidavit in compliance of order dated 29.06.2017</p> <p>List the case on 16.08.2017 for hearing before the appropriate Bench.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

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

T.A. No. 30 of 2012 With M.A. No. 779 of 2017

VS Malik
By Legal Practitioner for the Petitioner

Petitioner

Versus

PCDA (P) Allahabad
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri S.K. Bajpai, Ld. Counsel for the petitioner. Maj Salen Xaxa, OIC Legal Cell for the respondents.</p> <p>Shri Kaushik Chatterjee is unable to attend Tribunal today, hence case is adjourned.</p> <p>List the case again on 18.08.2017 for hearing before the appropriate Bench.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
(Taken up in Court No.2)

O.A. No. 259 of 2017

Nb Sub Prashant Pal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani, Advocate, on behalf of the respondents is taken on record. When the case is next listed, his name shall also be shown as counsel for the respondents.</p> <p>Present : Shri S.K. Singh, Advocate holding brief for Shri R. Chandra, learned counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The learned counsel for the applicant prays for the benefit of order passed by the Co-ordinate Bench in a similar matter. Copy of said order has been provided to the learned counsel for the respondents, who prays for and is granted one week's time to verify the similarity of facts.</p> <p>As prayed, list on 10.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p>

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

M.A. No. 149 of 2017 In re O.A. No. (Nil) of 2017

Dev Nath Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Objection on the application for condonation of delay in filing the petition, filed by learned counsel for the respondents Shri Rajiv Pandey today, is taken on record.</p> <p>Learned counsel for the applicant does not want to file any replication to the objection filed by the respondents to the application for condonation of delay.</p> <p>Heard the learned counsel for the parties on application under Section 5 of the Limitation Act.</p> <p>Grounds taken in the accompanying affidavit filed in support of application for condonation of delay, explain the delay in filing the petition and the delay is accordingly condoned.</p> <p>Learned counsel for the applicant submits that the second appeal preferred by the applicant is pending decision before the competent authority and the petition may be finally disposed of with the direction to the competent authority to decide the second appeal of the applicant in accordance with law within a period of six months from the date a copy of this order is</p>

produced before the competent authority. Learned counsel for the respondents has no objection to this prayer.

Hence, this petition is hereby finally disposed of with a direction to the competent authority to dispose of the second appeal preferred by the applicant dated 18.10.2014, keeping in view the decisions of Hon'ble Apex Court in the case of **Dharambir Singh vs. Union of India and others** reported in (2013) 7 SCC 316 and **Sukhvinder Singh vs. Union of India**, reported in (2014) STPL (WEB) 468 SC.

(Lt Gen Gyan Bhushan)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

JPT

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

M.A. No. 1774 of 2016 In re O.A. No. Nil of 2016

Thiyan Tomba Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the applicant Shri P.N.Chaturvedi files a supplementary application for condonation of delay under Section 5 of the Limitation Act, which is taken on record. Learned counsel for the respondents prays for and is granted four weeks' time to file objection to it.</p> <p style="text-align: center;">As prayed, list on 12.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">JPT</p>

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

M.A. No. 2358 of 2016 In re O.A. No. Nil of 2016

Naresh Kumar Verma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">In compliance of the order dated 19.10.2016 objection on the application for condonation of delay has not been filed. Learned counsel for the respondents prays for and is granted further four weeks' time to file objection.</p> <p style="text-align: center;">As prayed, list the case on 21.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>JPT</p>

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

M.A. No. 2511 of 2016 In re O.A. No. Nil of 2016

Gajanan Upadhyay
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rang Nath Pandey, Ld. Counsel for the applicant and Shri Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed on the application for condonation of delay by Shri Sidharth Dhaon, learned counsel for the respondents today is taken on record.</p> <p style="text-align: center;">As prayed, list the case on 22.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>JPT</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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O.A. No. 2521 of 2016 With M.A. No. 262 of 2017
In re O.A No. (Nil) of 2016

Devi Kant Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Mrs. Kavita Belaura, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the applicant was directed to file his replication on the application under Section 5 of the Limitation Act, which has not been filed. Further two weeks' time prayed for is allowed.</p> <p style="text-align: center;">As prayed, list the case on 16.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;"><small>JPT</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

Dy No. 1367 of 2017 In re O.A. No. Nil of 2017

Avnish Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : None for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents has raised a preliminary objection regarding maintainability of the O.A. He prays for and is granted two weeks' time to file objection on the point of maintainability.</p> <p>List the case on 17.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Taken up in Court No. 2

M.A. No. 1174 of 2017 In re O.A. No. 260 of 2017

Anoop Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri Mohd. Zafar Khan on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Mohd Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1174 of 2017</u></p> <p>The present O.A. has been filed with delay of seven years four months and seventeen days. After hearing Ld. Counsel for the parties, keeping in view the facts of the case, delay in filing the O.A. is condoned.</p> <p style="text-align: center;"><u>O.A. No. 260 of 2017</u></p> <p>Ld. Counsel for the applicant has submitted that the applicant has submitted first appeal against the order of rejection of his initial claim for payment of disability pension on 19.05.2010 which has not yet been decided and he has not received any communication from the concerned authorities.</p> <p>Ld. Counsel for the parties submitted that the case may be heard and disposed off at the admission stage itself with a direction to the competent authority to dispose of the pending</p>

appeal within a stipulated period.

Accordingly the O.A. is finally disposed of with consent of the Ld. Counsel for the parties with a direction to the competent authorities to dispose the pending appeal dated 19.05.2010 preferred by the applicant No 4075143-A Hav Anoop Singh Rawat, if not already decided, in view of ***Dharamvir Singh vs. Union of India and others*** reported in (2013) 2 SCC (L&S) 706, within a period of four months from the date of presentation of a certified copy of this order before the authorities concerned.

O.A. is accordingly **disposed of** finally.

No order as to costs.

(Lt Gen Gyan Bhushan)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

anb

Form No. 4
{See rule 11(1)}
ORDER SHEET
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M.A. No. 1175 of 2017 In re O.A. No. 261 of 2017

Yogesh Bhatt
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri Mohd. Zafar Khan on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Mohd Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1175 of 2017</u></p> <p>The present O.A. has been filed with delay of four years one month and seventeen days. After hearing Ld. Counsel for the parties, keeping in view the facts of the case, delay in filing the O.A. is condoned.</p> <p style="text-align: center;"><u>O.A. No. 261 of 2017</u></p> <p>Ld. Counsel for the applicant has submitted that the applicant has submitted representation dated 15.05.2013 which has not yet been decided and he has not received any communication from the concerned authorities.</p> <p>Ld. Counsel for the parties submitted that the case may be heard and disposed off at the admission stage itself with a direction to the competent authority to dispose of the pending representation dated 15.05.2013 within a stipulated period.</p>

Accordingly the O.A. is finally disposed of with consent of the Ld. Counsel for the parties with a direction to Senior Record Officer, OIC Records, Garhwal Rifles (Respondent No 4) to dispose of the pending representation dated 15.05.2013 preferred by the applicant No 4079305-X Ex Hav Yogesh Bhatt, if not already decided, in view of ***Dharamvir Singh vs. Union of India and others*** reported in (2013) 2 SCC (L&S) 706, within a period of four months from the date of presentation of a certified copy of this order before the authorities concerned.

O.A. is accordingly **disposed of** finally.

No order as to costs.

(Lt Gen Gyan Bhushan)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

anb

Form No. 4
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ORDER SHEET
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M.A. No. 1176 of 2017 In re O.A. No. Nil of 2017

Ram Pravesh Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri Anurag Mishra on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p style="text-align: center;">Present : Shri Shiv Dayal Singh, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">The present O.A. for grant of disability pension has been filed after delay of 37 years 09 months and 26 days.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection.</p> <p style="text-align: center;">Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p style="text-align: center;">List on 05.10.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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M.A. No. 1177 of 2017 In re O.A. No. Nil of 2017

Dhananjay Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Shiv Dayal Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The present O.A. for grant of disability pension has been filed after delay of 18 years 10 months and 03 days.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection.</p> <p>Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p>List on 05.10.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
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M.A. No. 1179 of 2017 In re O.A. No. Nil of 2017

Gaurav Malik
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Shiv Dayal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The present O.A. has been filed after delay of 06 years 07 months and 28 days.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection.</p> <p>Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p>List on 11.10.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Taken up in Court No. 2

O.A. No. 254 of 2017

Narendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Mah Salen Xaxa, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties. The controversy involved requires hearing.</p> <p>Admit.</p> <p>Four weeks' time is granted to Ld. Counsel for the respondents to file counter affidavit. Ld. Counsel for the applicant may file rejoinder affidavit within next two weeks.</p> <p>List the case on 12.10.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Taken up in Court No. 2

O.A. No. 255 of 2017

Man Singh Jabal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Shri A.N. Tripathi on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p style="text-align: center;">Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri A.N. Tripathi, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Heard Ld. Counsel for the parties. The controversy involved requires hearing.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Four weeks' time is granted to Ld. Counsel for the respondents to file counter affidavit. Ld. Counsel for the applicant may file rejoinder affidavit within next two weeks.</p> <p style="text-align: center;">List the case on 29.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

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

Taken up in Court No. 2

O.A. No. 256 of 2017

Devi Prasad Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri Asheesh Kumar Singh on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Arjun Singh Kalhans, Ld. Counsel for the applicant and Shri Asheesh Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>A preliminary objection has been raised on behalf of the respondents on the point of maintainability of the O.A. on the ground that the applicant is a civilian and not a member of the Armed forces.</p> <p>The respondents may file affidavit on the point of maintainability of the O.A. within four weeks. Rejoinder affidavit, if any, may be filed by the applicant within next two weeks.</p> <p>List the case on 28.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Taken up in Court No.
2

EX-A. No. 108 of 2017 In re T.A. No. 05 of 2016

Sidhya Narayan Saxena Petitioner
By Legal Practitioner for the Petitioner
Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed by Dr. Gyan Singh on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p style="text-align: center;">Present : Shri Sudhir Kumar Singh, Ld. Counsel for the petitioner and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted three months' time to comply order dated 20.10.2016 and file compliance report.</p> <p style="text-align: center;">List the case on 30.10.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

M.A. No. 109 of 2017 In re O.A. No. Nil of 2017

Surendra Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Col (Retd) R.N. Singh & Shri B.P.S. Chauhan, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Objection on application for condonation of delay filed by the respondents is taken on record.</p> <p style="text-align: center;">Ld. Counsel for the applicant may file replication within four weeks.</p> <p style="text-align: center;">List the case on 26.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>anb</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
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Court No. 1
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M.A. No. 1172 of 2017 with M.A. No. 1173 of 2017
In re T.A. No. 690 of 2010

Tikam Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection on recall of order dated 01.10.2010 dismissing the petition for non prosecution.</p> <p>Applicant shall have two weeks thereafter to file replication.</p> <p>List the case on 06.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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T.A. No. 59 of 2016

Nandji Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : None for the petitioner and Shri Arun Kumar Sahu, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>None is present on behalf of the petitioner. On 06.02.2017 Ld. Counsel for the application was granted time to move substitution application, but the same has not been filed.</p> <p>However, in the interest of justice, last opportunity is granted to the petitioner to file substitution application.</p> <p>List the case on 27.07.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
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EX-A. No. 5 of 2017 In re O.A. No. 134 of 2015

Rajeev Moitra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Jai Narain Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">This is an execution application. It transpired from the record that execution of order dated 05.08.2016 has been stayed by the Apex Court in Civil Appeal Diary No 4575 of 2017 vide order dated 24.03.2017.</p> <p style="text-align: center;">List the case on 27.10.2017 for orders</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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EX-A No 67 of 2017 In re O.A. No. 175 of 2016

Keshav Datt Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">In this execution case on 20.04.2017 the respondents were directed to show cause as to why order dated 25.11.2016 has not been complied with.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted a week's time to seek instructions and file compliance report.</p> <p style="text-align: center;">List the case on 09.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; margin-left: 10px;">anb</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

**EX-A. No. 98 of 2017 along with M.A. No. 980 of 2017 with R.A. No. 26
of 2017 In re O.A. No. 6 of 2016**

Rajendra Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri A.K. Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">In this execution case it is submitted that the respondents have filed review application which is pending. Let the matter be taken up after disposal of review application.</p> <p style="text-align: center;">List the case on 10.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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EX-A. No. 101 of 2017 In re EX-A. No. 40 of 2013
& O.A. No. 332 of 2012

Ram Sajiwan Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Shyam Bihari Tiwari, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>On the previous date of listing the respondents were directed to seek instructions as to whether pension of Nb Sub has been paid to the applicant along with interest or not.</p> <p>Ld. Counsel for the respondents has only submitted that the order of the Tribunal has been complied with. However, Ld. Counsel for the applicant submits that the order has not been complied in letter and spirits inasmuch as interest has not been paid.</p> <p>Ld. Counsel for the respondents is directed to seek instructions and file compliance report in view of judgment dated 24.08.2012.</p> <p>List the case on 13.09.2017 for orders.</p> <p>Office is directed to supply copy of this order as well as copy of judgment and order dated 06.07.2017 passed in execution application No 101 of 2017 inre O.A. No. 332 of 2012 to Ld. Counsel for the respondents within three days free of cost.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

Form No. 4
{See rule 11(1)}
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M.A. No. 970 of 2015 with M.A. No. 2021 of 2015 & M.A. No. 1726 of 2016 In re O.A. No. 98 of 2011

Moti Lal Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.K. Pandey, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">On the last date of listing, time was granted to the respondents to file supplementary counter affidavit. Ld. Counsel for the respondents seeks two weeks' further time to file the same. Time as prayed for is granted to file supplementary affidavit.</p> <p style="text-align: center;">List the case on 22.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

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

Court No. 1

Taken up in Court No.

2

M.A. No. 155 of 2016 In re O.A. No. Nil of 2016

Prathi @ Prithvi Raj Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Ashok Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Objection on application under Section 5 of the Limitation Act filed by the respondents is taken on record.</p> <p>Ld. Counsel for the applicant prays for and is granted two weeks' time to file replication.</p> <p>List the case on 04.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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Taken up in Court No. 2

M.A. No. 1535 of 2016 In re O.A. No. Nil of 2016

Gajender Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Counter affidavit filed by the respondents is taken on record.</p> <p style="text-align: center;">Ld. Counsel for the respondents may file rejoinder affidavit within two weeks.</p> <p style="text-align: center;">List the case on 05.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; margin-left: 20px;"><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

M.A. No. 1770 of 2016 with M.A. No. 2342 of 2016
In re O.A. No. Nil of 2016

Amar Bahadur Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Md. Shariq Khan, Ld. Counsel for the applicant and Shri Virendra Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for and is granted two weeks' time to file reply to objection on application for condonation of delay.</p> <p style="text-align: center;">List the case on 18.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

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M.A. No. 2379 of 2016 with M.A. No. 2547 of 2016 & M.A. No. 739 of 2017 In re O.A. No. Nil of 2016

Amit Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Anand Sharan, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for private respondent No. 5 prays for and is granted four weeks' time and no more to file objection on application under Section 5 of the Limitation Act.</p> <p>Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p>List the case on 21.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

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Court No. 1

Taken up in Court No.
2

M.A. No. 2405 of 2016 along with R.A. No. 103 of 2016
In re O.A. No. 242 of 2013

Jitendra Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">List the case again before the appropriate Bench on 14.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; margin-left: 20px;"><small>anb</small></p>

Form No. 4
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

M.A. No. 2582 of 2016 In re O.A. No. Nil of 2016

Prem Veer Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed by the respondents on application under Section 5 of the Limitation Act is taken on record.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for and is granted two weeks' time to file replication.</p> <p style="text-align: center;">List the case on 25.08.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; margin-left: 10px;"><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

M.A. No. 207 of 2017 with M.A. No. 208 of 2017
In re O.A. No. 357 of 2015

L.N. Rathore Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.A. Singh, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Objection on application for condonation of delay filed by the respondents with regard to restoration of the case is taken on record.</p> <p style="text-align: center;">Heard Ld. Counsel for the parties.</p> <p style="text-align: center;">There is delay of three months and eight days in filing the restoration application. Cause shown is sufficient. Delay is condoned.</p> <p style="text-align: center;">Order dated 20.09.2016 dismissing the O.A. for non prosecution is recalled subject to payment of cost of Rs 500/-.</p> <p style="text-align: center;">Cost shall be deposited within a week and shall be remitted to the Bar Association, AFT, Lucknow.</p> <p style="text-align: center;">Subject to payment of cost, the case shall be restored to its original number and shall be listed on 14.08.2017 for orders before the appropriate Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

Form No. 4

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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1

Taken up in Court No. 2

O.A. No. 197 of 2016

Chandeshwar Prasad

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file rejoinder affidavit.</p> <p>List the case on 30.08.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

O.A. No. 233 of 2016

Layak Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell. \</p> <p style="text-align: center;">Learned counsel for the applicant prays for four weeks' time to file rejoinder affidavit. He states that during aforesaid period he shall also file amendment application.</p> <p style="text-align: center;">Time prayed for is granted.</p> <p style="text-align: center;">List the case again on 01.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

O.A. No. 105 of 2017

Smt. Poonam Shukla
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Angrej Nath Shukla, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Applicant shall have two weeks thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case again on 08.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

T.A. No. 12 of 2016

Tohid Ahmad
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the petitioner and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit. Applicant shall have two weeks thereafter to file rejoinder affidavit.</p> <p>List the case again on 21.09.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

O.A. No. 385 of 2011

Sharma Naresh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri R.K. Nigam, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Today date was fixed for filing replication to objection against application for amendment. Learned counsel for the applicant submits that he does not intend to file replication.</p> <p style="text-align: center;">List the case on 18.09.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1
Taken up in Court No. 2

O.A. No. 39 of 2014 with M.A. No. 1146 of 2017

Subhash Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Dharmesh Sinha, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As agreed by learned counsel for the parties, list the case on 21.09.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 176 of 2015

Ganesh Prasad Kushwaha
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Om Prakash Kushwaha, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Judgment reserved.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 135 of 2016 with M.A. No. 2155 of 2016 & M.A. No. 2778 of
2016 (T.A. No. 127 of 2009) (Decided)

Ravinder Kumar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Learned counsel for the applicant prays for and is granted one week's time to file supplementary rejoinder affidavit.</p> <p>List this case for hearing on 10.08.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 206 of 2016

Dhan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri D.S. Tiwari, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, one week and no more time is granted to the respondents to file counter affidavit.</p> <p style="text-align: center;">List this case for hearing on 18.08.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 209 of 2016

Gore Lal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on 28.07.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 224 of 2016

Shivjeet Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K.S. Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the respondents prays for two weeks' further time to file counter affidavit. Time prayed for is granted.</p> <p style="text-align: center;">List this case for hearing on 17.08.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 285 of 2016

Vijay Shankar Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.M. Srivastava, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Shri Suraj Bhan Yadav, Advocate holding brief of Shri K.M.Srivastava, learned counsel for the applicant prays for adjournment of the case.</p> <p style="text-align: center;">As prayed, list this case for hearing on 18.09.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A. No. 290 of 2016 with M.A. No. 1161 of 2017

Harendra Vikram Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Yash Pal Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Counter affidavit filed by the respondents is taken on record.</p> <p style="text-align: center;">Learned counsel for the applicant prays for and is granted two weeks' time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for hearing on 21.08.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

T.A. No. 133 of 2010

Yogendra Singh Tomar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Govt of India MoD
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri D.K.S. Rathore, Ld. Counsel for the petitioner and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>As prayed by learned counsel for the applicant, list this case for further hearing on 08.09.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

T.A. No. 67 of 2011

Rameshwar Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u> <u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Rajeev Srivastava, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>In compliance of the Court's order dated 28.02.2017, necessary endorsements regarding deletion of other reliefs, which are not pressed, have not been made by the petitioner's counsel. Learned counsel for the petitioner prays for and is granted one week's time to comply with the said order.</p> <p>List this case for hearing on 09.082017.</p> <p>Copy of this order be provided to the respondents on payment of usual charges today.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

MA No. 948/2017 with RA No. 25 of 2017
In re: T.A. No. 1065 of 2010

R N Mishra
By Legal Practitioner for the Applicant

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u></p> <p><u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Bhaskar Pratap Dubey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>This is a part-heard matter of another Bench.</p> <p>List before the Bench concerned on 14.08.2017 for further hearing.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

T.A. No. 1065 of 2010
With MA No. 943 of 2017 & MA No. 949 of 2017

R N Mishra
By Legal Practitioner for the Applicant

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u></p> <p><u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Bhaskar Pratap Dubey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>This is a part-heard matter of another Bench.</p> <p>List before the Bench concerned on 14.08.2017 for further hearing.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

T.A. No. 1103 of 2010 alongwith T.A.No. 1065 of 2010

R N Mishra
By Legal Practitioner for the Applicant

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u></p> <p><u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Bhaskar Pratap Dubey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>This is a part-heard matter of another Bench.</p> <p>List before the Bench concerned on 14.08.2017 for further hearing.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S.Rathore) Member (J)</p> <p>LN/-</p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(Cause-list of Court No. 1
taken up in Court No. 2.)

O.A.(A) No. 105 of 2015

Trilok Dutt
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2017</u></p> <p><u>Hon'ble Mr. Justice S.V.S.Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Nishant Verma, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>This is a part-heard matter of another Bench.</p> <p>List before the Bench concerned on 14.08.2017 for further hearing.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) 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. 522 of 2017 In re O.A. No. (Nil) of 2017

Dev Bahadur Singh Sikarwar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed by learned counsel for the respondents to the Application for condonation of delay is taken on record.</p> <p style="text-align: center;">Replication, if any, may be filed within two weeks.</p> <p style="text-align: center;">List this case for admission on 23.10.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

EX-.A. No. 69 of 2017 In re T.A. No. 72 of 2012

Ugra Sen Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, Ld. Counsel for the petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>It is informed by learned counsel for the respondents that Government sanction has been accorded on 31.05.2017 but PPO remains to be issued as certain documents are required to be furnished by the petitioner.</p> <p>Learned counsel for the Petitioner submits that on earlier dates, the respondents were required by the Court to supply documents as to enable the petitioner to furnish requisite papers for issue of the PPO.</p> <p>Learned counsel for the respondents submits that he may be allowed a day's time to submit documents required for issue of the PPO.</p> <p>In view of the above the case is ordered to be listed on 25.07.2017 to enable learned counsel or the respondents to submit/ supply of documents.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. 248 of 2016

Sant Lal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R. Chandra, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, two weeks' further time is granted to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case on 13.10.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 35 of 2011

Union of India & Others
By Legal Practitioner for the Petitioner

Petitioner

Versus

Sanjay Kumar Singh
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Yogesh Kesarwani, Ld. Counsel for the applicant, assisted by Maj Salen Xaxa, OIC Legal Cell and Shri Yash Pal Singh, Ld. Counsel for the respondent.</p> <p>List this case on 25.07.2017 to enable learned counsel for the appellant to show under which statutory or constitutional provisions, the suit in civil court against the order pertaining to service matter of the Army is barred.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 84 of 2013

Gurmeet Singh & ORs
By Legal Practitioner for the Petitioners

Petitioners

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Bachchan Singh, Ld. Counsel for the petitioners and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>List this case on 11.08.2017 for final hearing in order to enable learned counsel for the respondents to produce the record for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

T.A. No. 98 of 2016

Surendra Singh Saxena
By Legal Practitioner for the Petitioner

Petitioner

Versus

**The Commanding Officer, 658 Engr
& Brigade Unit & Others**
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>We have heard learned counsel for the parties.</p> <p>The delay is condoned. The order dated 01.08.2008 whereby the petition then pending in the Court of Civil Judge (Hawali) Fatehgarh is recalled and the petition is restored to its original number. The order of recall aforesaid is subject to the cost which we quantify at Rs 500/- to be deposited with the Registry of this Court within a week. On deposit of the cost as aforesaid, the same shall be remitted to the accounts of Local Bar Association Armed Forces Tribunal, Regional Bench Lucknow for being utilised for up-gradation of its library etc.</p> <p>List this case for hearing on 11.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. 302 of 2011

Brijendra Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.A.Singh, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Supplementary affidavit filed by learned counsel for the respondents is taken on record.</p> <p style="text-align: center;">List the case on 09.08.2017 for further hearing.</p> <p style="text-align: center;">Meanwhile, learned counsel for the applicant may file supplementary rejoinder affidavit.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 158 of 2014

Amar Ram
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.K. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">List again on 27.07.2017 for further hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 253 of 2015

Smt. Chanchal Devi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri O.P Kushwaha, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">List again on 09.09.2017 for further hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

T.A. No. 760 of 2010

Radhey Ram
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: None for the petitioner. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Case is called out. None appeared on behalf of the petitioner to press this application in second round after pass over.</p> <p>Dr. Shailendra Sharma Atal, learned counsel for the respondents is present.</p> <p>T.A. No. 760 of 2010 is dismissed for non prosecution. Interim order, if any, is hereby vacated.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 1290 of 2010

Arvind Kumar Katiyar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri M.S. Yadav, Ld. Counsel for the petitioner and Shri Kaushik Chatterji, Ld. Counsel for the respondents, assisted Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>On request made by learned counsel for the respondents, the case is passed over for the day.</p> <p>List again on 28.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 256 of 2016

Ajay Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.S. Rajawat, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Rejoinder affidavit filed by learned counsel for the applicant is taken on record.</p> <p style="text-align: center;">List the case on 13.09.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any, by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

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

M.A. No. 1164 of 2017 In re O.A. No. (Nil) of 2017

Narendra Nath Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Shri Shyam Singh, Advocate files memo of appearance on behalf of the respondents. The same is taken on record. When the case is next listed, name of Shri Shyam Singh be shown as counsel for the respondents.</p> <p>Present : Shri Kavita Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Six weeks' time is allowed to the respondents to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication.</p> <p>List this case for orders on 24.10.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 250 of 2017

Dr Parul Jain
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Shri Sunil Sharma, Advocate files memo of appearance on behalf of the respondents. The same is taken on record. When the case is next listed, name of Shri Sunil Sharma be shown as counsel for the respondents.</p> <p>Present : Shri S.S. Pandey & Shri Rajawat, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Heard learned counsel for the parties.</p> <p>The applicant was informed vide letter 26.03.2008 that she had succeeded in SSC for a post of commissioned officer in Army Medical Corps (AMC). However, after her joining, she came to know that the selection and appointment is temporary i.e. only for a period of five years, hence she declined to continue in service and sent an application for resignation. The resignation seems to have been accepted vide order dated 02.09.2008, copy of which has been filed as Annexure A-15 to the OA. After acceptance of the resignation, the applicant left the AMC. However, an apprehension roll was issued against the applicant on 26.07.2008. In pursuance to the said apprehension roll, the applicant was detained on 03.07.2017, but later on released from custody.</p>

The grievance of the applicant is that once her resignation was accepted, the respondents became *functus officio* while apprehending her, affecting her fundamental right of life and liberty, guaranteed under Article 21 of the Constitution of India.

However, learned counsel for the respondents has invited our attention to a letter dated 11.09.2008, which reflected that the applicant had overstayed the leave with effect from 13.07.2008.

Once the applicant's resignation was accepted in September 2008 (*supra*), then how the Commanding Officer in his letter dated 11.09.2008 had observed that the applicant has overstayed the leave, is not understandable. The letter, by which the applicant's resignation has been accepted, shows that the applicant was liable to refund the amount spent on her training. Counsel for the applicant submits that no training was given to the applicant. Further, neither any show cause notice was issued to the applicant nor was she asked to refund the amount spent on her training as alleged by any subsequent letter for seven years. *Prima facie* it appears to be a case of non-application of mind by the respondents while dealing with the present controversy. The matter requires hearing.

Admit.

The respondents are granted six weeks' time to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.

List this case for hearing on **09.10.2017**.

No further action shall be taken against the applicant except with the leave of the Tribunal. The applicant is permitted to leave the country subject to her filing of an undertaking to the Tribunal as well as the respondents that she will come back within a period of two months from the date she leaves the country.

**(Air Marshal Anil Chopra)
Member (A)**

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

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

M.A. No. 531 of 2017 In re O.A. No. (Nil) of 2017

Prakash Swarup
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri P.K. Shukla, Ld. Counsel for the applicant and Shri Avadhesh Narayan Tripathi, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Two weeks' further time, as prayed, is allowed to the respondents to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication.</p> <p style="text-align: center;">List this case for orders on 05.10.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

M.A. No. 541 of 2017 In re O.A. No. (Nil) of 2017

Ghanshyam Shukla
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed by the respondents to the application for condonation of delay is taken on record. The applicant is allowed two weeks' time to file reply.</p> <p style="text-align: center;">List this case for orders on 25.09.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

M.A. No. 567 of 2017 In re O.A. No. (Nil) of 2017

Virpal Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Mah Salen Xaxa, OIC Legal Cell .</p> <p style="text-align: center;">Two weeks' further time, as prayed, is allowed to the respondents to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication. The respondents shall also file counter affidavit in the meantime.</p> <p style="text-align: center;">List this case for orders on 28.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

M.A. No. 568 of 2017 In re O.A. No. Nil of 2017

Smt. Ram Janki
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Ms Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Two weeks' further time, as prayed, is allowed to the respondents to file objection against the application for condonation of delay. The applicant shall thereafter have two weeks' time to file replication. The respondents shall also file counter affidavit in the meantime.</p> <p style="text-align: center;">List this case for orders on 28.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

M.A. No. 1165 of 2017 with M.A. No. 1166 of 2017
In re T.A. No. 208 of 2010

Union of India & Others
By Legal Practitioner for the applicants

Applicants

Versus

Gopal Pandey
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Amit Sharma, Ld. Counsel for the petitioners, assisted by Maj Salen Xaxa, OIC Legal Cell for the applicants.</p> <p><u>M.A.No. 1165 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p><u>M.A.No. 1166 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of the Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

EX-A. No. 73 of 2017 In re T.A. No. 96 of 2016

Maj Gen D.V.S. Rana By Legal Practitioner for the Petitioner	Petitioner
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R.Chandra, Ld. Counsel for the petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">It has been submitted by learned counsel for the respondents that in compliance of the Tribunal's order dated 08.02.2017, selection has already been held, but the result has been kept in sealed cover, since appeal against the Tribunal's order aforesaid has been filed in the Supreme Court. The Supreme Court has not granted any stay against the Tribunal's order.</p> <p style="text-align: center;">Once there is no interim order of stay passed by the Supreme Court in the matter, there is no option left with the respondents except to declare the result of selection. Let the result of selection be declared by the respondents in compliance of the Tribunal's order within a period of two weeks from today. In case the order is not complied with, appropriate proceedings against the authorities concerned shall be initiated.</p> <p style="text-align: center;">List this case for orders on 11.08.2017.</p> <table style="width: 100%; border: none; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="font-size: small; margin-top: 10px;">LN/-</p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

M.A. No. 2066 of 2015 with M.A. No. 1257 of 2016, M.A. No. 2220 of 2016 & M.A. No. 2723 of 2016

Chandra Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.P. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed by the respondents' counsel is taken on record.</p> <p style="text-align: center;">The applicant is allowed two weeks' time to file reply.</p> <p style="text-align: center;">List this case for orders on 05.09.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

M.A. No. 718 of 2016 In re O.A. No. (Nil) of 2016

Smt Rekha Devi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Col(Retd) R.C. Dixit, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, a week's further time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for orders on 05.10.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

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

Rajender Singh Bisht
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K.S. Bisht, Ld. Counsel for the applicant and Shri Kaushik Chatterji, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, two weeks' further time is allowed to the applicant to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for orders on 03.10.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 222 of 2016

Santosh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Counter affidavit filed by the respondents is taken on record.</p> <p style="text-align: center;">The applicant is allowed a week's time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for orders on 14.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 25 of 2017

Prem Chandra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>As prayed, a week's further time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on 05.10.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 132 of 2017

Ganga Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K.S. Bisht, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>As prayed, a week's further time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on 28.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 170 of 2017

Ram Raj Pathak
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Ms Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, two weeks' further time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for orders on 28.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 172 of 2017

Shive Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, two weeks' further time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for orders on 28.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

O.A. No. 173 of 2017

Ram Sudhar Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>As prayed, two weeks' further time is allowed to the respondents to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on 28.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

T.A. No. 99 of 2016

Surendra Singh Saxena
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Counsel for the respondents submits that the appeal against the judgment of the trial court was dismissed in default vide order dated 07.12.2015, but later on an application for restoration has been moved alongwith prayer for transfer of the case to the Tribunal. In such a situation, we defer the hearing of the present case for a month to enable the learned counsel for the respondents to bring on record the order passed by the Court.</p> <p>List this case for orders on 25.09.2017.</p> <p>Copy of this order be provided to the parties on payment of usual charges today.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

T.A. No. 82 of 2011

Ram Lakhan Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the petitioner and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Rejoinder affidavit filed by the petitioner's counsel is taken on record.</p> <p>The applicant has moved an application for amendment of the petition.</p> <p>This is a part-heard matter, listed today for further hearing. At this highly belated stage, we do not find a good ground for amendment of the petition. Accordingly, the prayer for amendment of the petition is declined.</p> <p>List for further hearing on 11.08.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/-</p>

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

Court No. 2

O.A. No. 188 of 2013

Ex Wing Cdr Ashwini Kumar Handa
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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri S.S. Rajawat, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents assisted by Wg Cdr Sardul Singh, Departmental Representative.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Judgment reserved.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Court No. 2

O.A. No. 212 of 2015

Jugendra 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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Mishra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Judgment reserved.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

Court No. 2

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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri R.P. Singh Kuruvanshi, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p style="text-align: center;">Heard learned counsel for the parties. The matter relates to grant of disability pension. It is directed that one Medical Specialist from Command Hospital, Lucknow, dealing with disease like 'Cerebral Thrombosis with Rt Side Hemiplegia (Y 34)' to be present in the Court on the date fixed to assist the Court to ascertain details about the nature of disease of the husband of the applicant.</p> <p style="text-align: center;">List this case on 01.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">A copy of this order be provided to learned counsel for the respondents free of cost.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

Court No. 2

O.A. No. 255 of 2015

Kishan 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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Rohit Kumar, learned counsel for the applicant and Shri Kaushik Chatarji, learned counsel for the respondents.</p> <p style="text-align: center;">As prayed by learned counsel for the applicant, list this case on 01.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

Court No. 2

O.A. No. 310 of 2015

Pratap 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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Bachchan Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents assisted by Wg Cdr Sardul Singh, Departmental Representative and Mrs. Sweta Tiwari, representative of PCDA (Pension), Allahabad.</p> <p style="text-align: center;">Case called out. Mrs. Sweta Tiwari has produced the record before us and tried to explain that applicant was granted 20% disability for life by the medical board but Medical Advisor (Pension), PCDA, Allahabad had changed the recommendation for grant of disability pension from 20% for life to 20% for two years. As such, he was granted disability pension for two years only. The applicant was directed to appear before the medical board for re-assessment of his medical condition for further entitlement of disability pension but the applicant did not appear before the medical board for re-assessment of medical condition.</p> <p style="text-align: center;">We hereby direct the competent authority of PCDA (P), Allahabad to file an affidavit in this regard within 15 days explaining the facts on record. A competent officer dealing with the case from PCDA (P) Allahabad shall remain present in the Court on the next date to explain his position.</p> <p style="text-align: center;">List this case on 16.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">A copy of this order be provided to learned counsel for the respondents free of cost.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

Court No. 2

O.A. No. 150, 1966 & 2469 of 2016 and M.A. No. 513 & 753 of 2017
Sub Keshav Patel **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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p style="text-align: center;">Case called out. Learned counsel for the applicant prays for and is granted a weeks' further time to file rejoinder affidavit.</p> <p style="text-align: center;">List this case on 01.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>ukt</p>

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

Court No. 2

O.A. No. 153 of 2016

Vrajesh Kumar Shankhdhar
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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri R. Chandra, learned counsel for the applicant and Mohd Zafar Khan, learned counsel for the respondents assisted by Maj Soma John, Departmental Representative.</p> <p style="text-align: center;">In pursuance to order dated 10.04.2017, learned counsel for the respondents has explained as to why Military Assured Career Progression is being granted to similar situated personnel and as to why the same was denied to the applicant.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted two weeks' time to bring the same on record by means of an affidavit.</p> <p style="text-align: center;">List this case on 18.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

Court No. 2

O.A. No. 120 of 2014

Jai Ram Yadav & Anothers
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>20.07.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri M.S. Yadav, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Wg Cdr Sardul Singh, Departmental Representative.</p> <p style="text-align: center;">Keeping in view the matter involved, we are of the view that the matter can be resolved amicably, therefore we shall make an effort to take the matter separately.</p> <p style="text-align: center;">We hereby direct the parties concerned to be present in the Court on the next date to resolve the matter amicably.</p> <p style="text-align: center;">List this case on 14.09.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>