

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

**T.A. No. 133 of 2010 along with M.A. No. 1080 of 2017 and
M.A. No. 1081 of 2017**

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>07.07.2017</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 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><u>M.A. No. 1080 of 2017</u> Second supplementary affidavit filed by the respondents is taken on record. M.A.No. 1080 of 2017 is disposed of accordingly.</p> <p><u>M.A. No. 1081 of 2017</u> Supplementary rejoinder affidavit filed by the petitioner is taken on record. M.A. No.1081 of 2017 is disposed of accordingly.</p> <p><u>T.A. No. 133 of 2010</u> Ld. Counsel for the parties may file synopsis and date chart by the next date of listing. List the case on 21.07.2017 for hearing in terms of earlier 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>anb</p>

Form No. 4

{See rule 11(1)}

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

T.A. No. 69 of 2013

Smt Omi Devi W/o Col Dayanand
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>07.07.2017</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) R.N. Singh, Ld. Counsel for the petitioner and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Maj Soma John, OIC Legal Cell while assisting Ld. Counsel for the respondents submitted that in pursuance to power conferred by Section 164 of the Army Act, the Central Government through warrant has empowered the GOC Div to work as confirming authority. She further states that Regulation 472 of the Army Regulations may not be read in contravention to the power conferred by the Central Government to the appropriate authority while exercising power under Section 164 of the Act.</p> <p>Let warrant of appointment issued by the Central Government delegating power to the confirming authority, i.e. GOC Div be produced before the Tribunal on the next date of listing through affidavit.</p> <p>List the case on 14.07.2017 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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) 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

O.A. No. 285 of 2013

Smt Sunita 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>07.07.2017</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 and Shri R. Chandra, Ld. Counsel for private respondent 6.</p> <p style="text-align: center;">The private respondent could not appear since no information could be furnished to her.</p> <p style="text-align: center;">List the case on 16.08.2017 for orders with regard to amicable settlement between the private parties.</p> <p style="text-align: center;">Private respondent no. 6 shall appear before the Tribunal on the next date of listing.</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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

O.A. No. 211 of 2016

Bishambhar 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>07.07.2017</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 Vinay 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;">Ld. Counsel for the respondents prays for and is granted two weeks' further time to counter affidavit. Rejoinder affidavit may be filed by the applicant within next two weeks.</p> <p style="text-align: center;">List the case on 28.08.2017 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, and list of events.</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><small>anb</small></p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

O.A. No. 327 of 2016

Puran Chander
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>07.07.2017</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, 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 by Ld. Counsel for the respondents four weeks' time is granted to file counter affidavit. Rejoinder affidavit may be filed by Ld. Counsel for the applicant within next two weeks.</p> <p>List the case on 14.09.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) 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

O. A. No 115 of 2017 with O.A. No. 1082 of 2017

Surendra Kumar 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>07.07.2017</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 Rajat Pratap Singh, Ld. Counsel for the applicant and Shri Ashish Agnihotri, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1082 of 2017</u></p> <p>Counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 1082 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O. A. No 115 of 2017</u></p> <p>Ld. Counsel for the applicant is granted four weeks' time to file rejoinder affidavit.</p> <p>List the case on 25.08.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

R.A. No. 89 of 2016 In re O.A. No. 178 of 2012

Krishan Kumar Khola
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>07.07.2017</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 P.N. Chaturvedi, 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>We have heard Shri P.N. Chaturvedi, Ld. Counsel for the applicant and the applicant himself at length on the question of review. The applicant's counsel has raised two fold arguments; first, that between the year 2003 and 2005 the applicant was not detailed for course that was required for promotion, and secondly there were about fourteen vacancies of the rank of Hav but the applicant was not considered for promotional avenues because of lack of course.</p> <p>We do not find any error apparent on the face of record. The finding recorded in judgment and order dated 16.08.2016 passed in O.A. No. 178 of 2012 is very clear which indicates that since there was no promotion of applicant's batch mates, he has not suffered from violation of any fundamental rights. It is trite law that mere existence of vacancies does not confer any right on an employee to claim promotion to next higher post vide:-</p>

- (1) *Shanker Sen Das vs. State of Jammu and Kashmir*, AIR 1991 SC 1612,
- (2) *Asha Kaul and anr. Vs. State of Jammu and Kashmir*, 1993 (2) SCC 573,
- (3) *Union of India and ors vs. S.S. Uppal*, AIR 1996 SC 2340,
- (4) *Hanuman Prasad vs. Union of India*, 1996 (10) SCC 742,
- (5) *Bihar P.S. Commission vs. State of Bihar*, AIR 1998 SC 2280,
- (6) *Syndicate Bank and ors vs. S. Paul*, AIR 1977 SC 3091, and
- (7) *V.C. of University of Allahabad vs. Dr. A.P. Mishra*, 1997 (10) SCC 264.

Accordingly we feel that mere existence of vacancy as argued by Ld. Counsel for the applicant does not make out a case for interference by the Tribunal.

So far as detailment of course is concerned, no other person can be blamed except the applicant. The question of detailment admittedly arose between the years 2003 to 2005 and the applicant kept sleeping up to 2012 when the O.A. was filed. In case the applicant was denied detailment on unfounded grounds or in violation of some statutory rules or regulations, then the applicant should have approached the Court immediately between the year 2003 to 2005 and at this stage the claim of the applicant for promotion cannot be looked into.

The review application lacks merit; hence **rejected**.

(Air Marshal Anil Chopra)
Member (A)

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

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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>07.07.2017</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.P. Singh, 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 style="text-align: center;">List the case for hearing on 12.07.2017 to enable Ld. Counsel for the respondents to produce the records.</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><small>anb</small></p>

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ORDER SHEET
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Court No. 1

T.A. No. 35 of 2011

Union of India & Others
By Legal Practitioner for the Appellant

Appellant

Versus

Sanjay Kumar Singh
By Legal Practitioner for Respondent-applicant

Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>07.07.2017</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 appellant, assisted by Maj Salen Xaxa, OIC Legal Cell and Shri Yash Pal Singh, Ld. Counsel for the respondent-applicant.</p> <p>List on 20.07.2017 for hearing as prayed by Ld. Counsel for the appellant.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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ORDER SHEET
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Court No. 1

M.A. No. 1071 of 2017 In re O.A. No. (Nil) of 2017

Om Prakash Sharma
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>07.07.2017</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 : Ms Kavita Singh, Ld. Counsel for the applicant and Mrs Amrita Chakravorty, 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 four weeks' time to file objection on application for condonation of delay. Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p style="text-align: center;">List the case on 29.08.2017 for orders.</p> <p style="text-align: center;">Meanwhile Ld. Counsel for the respondents shall also file counter affidavit.</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; margin-left: 50px;"><small>JPT</small></p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

M.A. No. 1073 of 2017 In re O.A. No. (Nil) of 2017

Shailendrabeer 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>07.07.2017</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 A.K. Gupta, 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 four weeks' time to file objection on application for condonation of delay. Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p style="text-align: center;">List the case on 30.08.2017 for orders.</p> <p style="text-align: center;">Meanwhile Ld. Counsel for the respondents shall also file counter affidavit.</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; margin-left: 10px;">JPT</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

M.A. No. 1074 of 2017 In re O.A. No. (Nil) of 2017

Smt Ganeshi 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>07.07.2017</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 and Mrs kavita Belaura, 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;">Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection on application for condonation of delay. Ld. Counsel for the applicant may file replication within two weeks thereafter.</p> <p style="text-align: center;">List the case on 30.08.2017 for orders.</p> <p style="text-align: center;">Meanwhile Ld. Counsel for the respondents shall also file counter affidavit.</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; margin-left: 5px;">JPT</p>

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

M.A. No. 185 of 2017 With M.A. No. 607 of 2017
In re O.A. No. (Nil) of 2017

Ganesh 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>07.07.2017</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.K. Pandey, 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 style="text-align: center;">As prayed by Ld. Counsel for the applicant, two weeks' time is granted to file replication.</p> <p style="text-align: center;">List the case on 25.08.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member</p> <p>JPT</p>

Form No. 4
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ORDER SHEET
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Court No. 1

M.A. No. 466 of 2017 In re O.A. No. (Nil) of 2017

Satish Babu
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>07.07.2017</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.P. Singh, 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;">Ld. Counsel for the respondents states that the objection has been filed to the application for condonation of delay but as per office report the same has not been filed.</p> <p style="text-align: center;">Ld. Counsel for the respondents is directed to place on record copy of the objection.</p> <p style="text-align: center;">Ld. Counsel for the applicant is allowed four weeks' time to file replication.</p> <p style="text-align: center;">List the case on 30.08.2017 for orders.</p> <p style="text-align: center;">Meanwhile Ld. Counsel for the respondents shall also file counter affidavit.</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;">JPT</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

M.A. No. 1065 of 2017 With M.A. No. 1066 of 2017
In re O.A. No. 299 of 2013

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>07.07.2017</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 Rajat Pratap Singh, 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;"><u>M.A. No. 1065 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 a lapse of statutory period. The Tribunal lacks jurisdiction to condone the delay. In view of above, application for condonation of delay in filing application for leave to appeal is rejected.</p> <p style="text-align: center;"><u>M.A. No. 1066 of 2017</u></p> <p>Since application for condonation of delay has been rejected, in consequence thereof, 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>JPT</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

M.A. No. 1069 of 2017 with M.A. No. 1070 of 2017
In re O.A. No. 33 of 2011

Santosh Kumar Singh Yadav
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>07.07.2017</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.N. Chaturvedi, 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;"><u>M.A. No. 1069 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 a lapse of statutory period. The Tribunal lacks jurisdiction to condone the delay. In view of above, application for condonation of delay in filing application for leave to appeal is rejected.</p> <p style="text-align: center;"><u>M.A. No. 1070 of 2017</u></p> <p>Since application for condonation of delay has been rejected, in consequence thereof, 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 style="text-align: left; font-size: small;">JPT</p>

Form No. 4
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

EX-A. No. 78 of 2017 In re T.A. No. 33 of 2012

Surendra Singh Verma
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>07.07.2017</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 Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Order dated 01.02.2017 of this Tribunal has not been complied with by Ld. Counsel for the respondents.</p> <p>As prayed by Ld. Counsel for the respondents, four weeks' time is granted to comply the order of this Tribunal dated 01.02.2017.</p> <p>List the case on 11.08.2017 for 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>JPT</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

M.A. No. 2577 of 2016 In re O.A. No. (Nil) of 2016

Din Dayal Maurya
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>07.07.2017</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 : Mrs Kavita Belaura & Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, two weeks' further time is granted to file objection on application for condonation of delay. Two weeks' time thereafter is granted to Ld. Counsel for the applicant to file replication.</p> <p style="text-align: center;">List the case on 29.08.2017 for orders.</p> <p style="text-align: center;">Meanwhile Ld. Counsel for the respondents shall also file counter affidavit.</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;">JPT</p>

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

M.A. No. 2733 of 2016 In re O.A. No. (Nil) of 2016

Kali Sahai
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>07.07.2017</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 Pankaj Kumar Shukla, 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 by Ld. Counsel for the applicant, four weeks' time is granted to file replication.</p> <p style="text-align: center;">List the case on 28.08.2017 for 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 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. 108 of 2017 In re M.A. No. 2284 of 2016

Rajesh Singh Yadav
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>07.07.2017</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 Mohd Murtaza Hasan, 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;">Order dated 19.12.2016 of this Tribunal is recalled subject to payment of Rs 300/- as cost, which shall be deposited in Bar Association of Armed Forces Tribunal, Regional Bench Lucknow.</p> <p style="text-align: center;">Subject to deposition of cost within two weeks, the case shall be listed on its merit.</p> <p style="text-align: center;">List the case on 26.07.2017 for 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 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

M.A No. 186 of 2017 In re O.A. No. (Nil) of 2017

Shailendra Singh Tomar
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>07.07.2017</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. Mrs Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">It has been informed that Shri V.K. Pandey, Ld. Counsel for the applicant is not attending the Court today.</p> <p style="text-align: center;">List the case on 25.08.2017 for 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 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

O.A. No. 73 of 2016 with M.A. No. 1072 of 2017

Hukum Chand
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>07.07.2017</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 Dr. Shailendra Sharma Atal, 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 four weeks' time to file counter affidavit to the amended O.A.</p> <p style="text-align: center;">Ld. Counsel for the applicant is granted two weeks' time thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 15.09.2017 for 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 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

O.A. No. 100 of 2017

Awadhesh
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>07.07.2017</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.G. Singh, 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 by Ld. Counsel for the respondents, four weeks' time is granted to file counter affidavit. Ld. Counsel for the applicant is allowed two weeks' thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 19.09.2017 for 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 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

O.A. No. 188 of 2017

Smt Ravindra 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>07.07.2017</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 Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, four weeks' further time is granted to file counter affidavit. Two weeks time thereafter is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 22.09.2017 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>JPT</p>

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

Reserved

Court No. 1 (List A)

TRANSFERRED APPLICATION NO. 887 of 2010

Niranjan Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>06.07.2017</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 : Yash Pal Singh, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John OIC Legal Cell.</p> <p style="text-align: center;">Judgment pronounced.</p> <p style="text-align: center;">Transferred Application is allowed.</p> <p style="text-align: center;">For order, see our order of date passed on separate sheets.</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><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. 1048 of 2017 In re O.A. No. (Nil) of 2017

Dinesh 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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Shesh Narain Pandey as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri Yash Pal Singh, Ld. Counsel for the applicant and Shri Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents may file objection to application for condonation of delay within four weeks.</p> <p>Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 29.08.2017 for orders.</p> <p>While filing objection, respondents shall also file counter affidavit to the O.A.</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><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. 1049 of 2017 In re O.A. No. (Nil) of 2017

Ramesh 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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Ashish Kumar Singh as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri Yash Pal Singh, 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>Ld. Counsel for the respondents may file objection to application for condonation of delay within four weeks.</p> <p>Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 29.08.2017 for orders.</p> <p>While filing objection, respondents shall also file counter affidavit to the O.A.</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><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. 1056 of 2017 In re O.A. No. (Nil) of 2017

Indu Negi & Another
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Ms Anju Singh as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri D.S. Tiwari, Ld. Counsel for the applicant and Ms Anju Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents may file objection to application for condonation of delay within four weeks.</p> <p>Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 14.09.2017 for orders along with O.A. No. 173 of 2016.</p> <p>While filing objection, respondents shall also file counter affidavit to the O.A.</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><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. 1057 of 2017 In re O.A. No. (Nil) of 2017

Smt. Prabhawati
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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri G.S. Sikarwar as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri V.P. Pandey, 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 the respondents may file objection to application for condonation of delay within four weeks.</p> <p>Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 15.09.2017 for orders.</p> <p>While filing objection, respondents shall also file counter affidavit to the O.A.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member</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

M.A. No. 1058 of 2017 In re O.A. No. (Nil) of 2017

Pratap Narayan Chaubey
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>06.07.2017</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;">Memo of appearance filed by Dr. Shailendra Sharma Atal as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</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;">Ld. Counsel for the respondents may file objection to application for condonation of delay within four weeks.</p> <p style="text-align: center;">Applicant shall have two weeks' thereafter to file replication.</p> <p style="text-align: center;">List the case on 19.09.2017 for orders.</p> <p style="text-align: center;">While filing objection, respondents shall also file counter affidavit to the O.A.</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. 1060 of 2017 In re O.A. No. (Nil) of 2017

Ram Dev Singh Sengar
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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Adesh Kumar Gupta as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri V.P. Pandey, 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>Ld. Counsel for the respondents may file objection to application for condonation of delay within four weeks.</p> <p>Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 29.08.2017 for orders.</p> <p>While filing objection, respondents shall also file counter affidavit to the O.A.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) 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

O.A. No. 208 of 2017

Sandeep Yadav
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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri R.K.S. Chauhan as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri Virendra Prasad, 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>The petition has been preferred against impugned order of dismissal. The controversy requires hearing.</p> <p>Admit.</p> <p>Respondents may file counter affidavit within six weeks. Applicant shall have two weeks thereafter to file rejoinder affidavit.</p> <p>List the case on 21.09.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p 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

O.A. No. 209 of 2017

Upendra 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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Dr. Chet Narayan Singh as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri Virendra Prasad, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The petition has been preferred against impugned order of dismissal. The controversy requires hearing.</p> <p>Admit.</p> <p>Respondents may file counter affidavit within six weeks. Applicant shall have two weeks thereafter to file rejoinder affidavit.</p> <p>List the case on 21.09.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>Anb</p>

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

O.A. No. 218 of 2017

Prashant 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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Avadesh Narain Tripathi as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</p> <p>Present : Shri Veer Raghav Chaubey , Ld. Counsel for the applicant and Shri Avadesh Narain Tripathi, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The order of discharge has been impugned on the ground that it has been passed in audi alteram partem without serving show cause notice.</p> <p>Admit.</p> <p>Respondents may file counter affidavit within four weeks. Applicant shall have two weeks thereafter to file rejoinder affidavit.</p> <p>List the case on 22.09.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p 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

EX-A. No. 101 of 2017 In re EX-A. No. 40 of 2013
& O.A. No. 332 of 2012

Ram Sajiwan Pandey

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Namit Sharma as Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list when case is next listed.</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>List the case for orders on 21.07.2017 to enable Ld. Counsel for the respondents to receive instructions as to whether pension of Nb Subedar has been paid to the applicant along with interest or not.</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><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. 490 of 2017 In re O.A. No. (Nil) of 2017

Lt Col Uma Shankar (Retd)
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>06.07.2017</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 Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents may file objection to application for condonation of delay within three weeks.</p> <p style="text-align: center;">Applicant shall have two weeks' thereafter to file replication.</p> <p style="text-align: center;">List the case on 29.08.2017 for orders.</p> <p style="text-align: center;">While filing objection, respondents shall also file counter affidavit to the O.A.</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><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. 491 of 2017 In re O.A. No. (Nil) of 2017

Rakesh Nandkeolyar
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>06.07.2017</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 Dr. Shailendra Sharma Atal, 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 two weeks' further time to file objection on application for condonation of delay.</p> <p style="text-align: center;">Applicant shall have two weeks' thereafter to file replication.</p> <p style="text-align: center;">List the case on 30.08.2017 for orders.</p> <p style="text-align: center;">While filing objection, respondents shall also file counter affidavit to the O.A.</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><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. 494 of 2017 In re T.A. No. 82 of 2012

Mahavir Singh Rawat
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>06.07.2017</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 P.N. Chaturvedi, Ld. Counsel for the petitioner and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties on application for recall of order dated 23.02.2017 dismissing the petition for non-prosecution.</p> <p>Cause shown is sufficient.</p> <p>Order dated 23.02.2017 is recalled subject to payment of cost of Rs. 500/- which shall be remitted to the Bar Association, AFT, Lucknow.</p> <p>Subject to payment of cost, the case shall be restored to its original number and shall be listed on 27.07.2017 before appropriate Court for orders in terms of earlier 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><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. 1050 of 2017 With M.A. No. 1051 of 2017
In re O.A. No. 243 of 2014

Union of India & Others Applicants
By Legal Practitioner for the Applicants

Versus

Rajendra Singh Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>06.07.2017</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 applicants and, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M. A. No. 1050 of 2017</u></p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 243 of 2014. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 1051 of 2017.</u></p> <p>This is an application for grant of leave to appeal which has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected.</p> <p style="text-align: center;">In consequence there of 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 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

M.A. No.1054 of 2017 With M.A. No. 1059 of 2017
In re D.Y. No. 980 of 2014

Asha 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>06.07.2017</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 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>Ld. Counsel for the respondents may file objection to application for condonation of delay within two weeks.</p> <p>Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 23.08.2017 for orders.</p> <p>While filing objection, respondents shall also file counter affidavit to the O.A.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 489 of 2017 In re O.A. No. (Nil) of 2017

Brij Kishore
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>06.07.2017</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 Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, three weeks' further time is allowed to file objection. Replication if any may be filed within one week next thereafter.</p> <p style="text-align: center;">List this case on 30.08.2017 for 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

EX-A. No. 26 of 2017 In re O.A. No. 239 of 2015

Santosh Kumar Tiwari
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>06.07.2017</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 Sudhir Kumar 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>Correction Application filed today is taken on record. It is for correction in the judgment delivered on 30.09.2016.</p> <p>Learned counsel for the respondents prays for and is granted three days' time to file objection.</p> <p>List this case before the appropriate Bench for orders on 10.07.2017.</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. 77 of 2017 In re O.A. No. 232 of 2015

Chander 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>06.07.2017</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;">Case taken up in revised list.</p> <p style="text-align: center;">Learned counsel for the Applicant prays for and is granted two weeks' time.</p> <p style="text-align: center;">List this case on 26.07.2017 for 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. 1117 of 2016

Sudhir 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>06.07.2017</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: Dr. Ashish Asthana, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the Applicant prays that the case be dismissed as withdrawn.</p> <p style="text-align: center;">In view of the above, the case is dismissed as withdrawn attended with liberty to file fresh petition.</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. 1728 of 2016 With M.A. No. 2503 of 2016

Abhay 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>06.07.2017</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 Shri A.K. Sahu, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Though the delay is of 14 years but in the instant case controversy pertains to the claim of disability pension which has a recurring cause of action as held by the decision of the Apex Court in Balakrishanan AP Wagmare Vs Dhaneshwar Maharaj Sansthan, AIR 1959 SC 798, and in various subsequent decisions. In view of the above, the application for condonation of delay is allowed and the delay in filing the petition is condoned.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted two weeks' time 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 for hearing on 30.08.2017.</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

M.A. No. 1876 of 2016 With M.A. No. 1877 of 2016
In re T.A. No. 1312 of 2010

Roopa 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>06.07.2017</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 S.C. Yadav, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is informed that cost has been deposited.</p> <p>List this case for hearing on 27.07.2017.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(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. 1896 of 2016 With M.A. No. 1897 of 2016
In re O.A. No 67 of 2015

Md Shoharab
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>06.07.2017</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.N. Chaturvedi, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1896 of 2016</u></p> <p style="text-align: center;">This is an Application for condonation of delay. According to the office report, the delay is of 10 months and 23 days.</p> <p style="text-align: center;">Application is allowed and the delay in filing the Application is condoned.</p> <p style="text-align: center;"><u>M.A.No 1897 of 2016</u></p> <p style="text-align: center;">Since delay has been condoned, the order dated 28.08.2015 whereby the petition was dismissed for default, is recalled of course subject to payment of cost of Rs 500/- within one week. On deposit of cost, the same shall be passed on to the account of Local Bar Association Regional Bench Lucknow, for being utilised for up-gradation of its Library.</p> <p style="text-align: center;">List this case for hearing on 24.08.2017.</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

M.A. No. 2472 of 2016 In re O.A. No. (Nil) of 2016

Anil Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>06.07.2017</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 : Mrs Kavita Singh, Ld. Counsel for the applicant and Mrs Amrita Chakrabaroty, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the parties on the Application for condonation of delay.</p> <p>Application for condonation of delay is allowed and the delay in filing the petition is condoned.</p> <p>Learned counsel for the Applicant prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 30.08.2017 for hearing.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(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. 2474 of 2016 In re O.A. No. (Nil) of 2016

Jitendra Kumar Chaubey
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>06.07.2017</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 Shri Ms Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, two weeks' further time is allowed to file replication to the objection.</p> <p style="text-align: center;">List this case on 09.08.2017 for 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. 2655 of 2016 In re O.A. No. (Nil) of 2016

Chandrika 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>06.07.2017</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 Yash Pal Singh, Ld. Counsel for the applicant and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Though the delay is of 10 years but in the instant case controversy pertains to the claim of disability pension which has a recurring cause of action as held by the decision of the Apex Court in Balakrishanan AP Wagmare Vs Dhaneshwar Maharaj Sansthan, AIR 1959 SC 798, and in various subsequent decisions. In view of the above, the application for condonation of delay is allowed and the delay in filing the petition is condoned.</p> <p>Hence delay in filing the petition is condoned.</p> <p>Admit.</p> <p>Counter affidavit may be filed within four weeks.</p> <p>Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 30.08.2017 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. 2784 of 2016 In re O.A. No. (Nil) of 2016

Mohd Idu Ansari
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>06.07.2017</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.C. Dixit, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed is taken on record.</p> <p style="text-align: center;">As prayed four weeks' time is allowed to file replication.</p> <p style="text-align: center;">List this case on 13.09.2017 for 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. 443 of 2017 In re EX-A No. 238 of 2016
In re T.A. No. 1052 of 2010

PN Mishra
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>06.07.2017</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 J.P. Pandey, Ld. Counsel for the petitioner and Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, two weeks' further time is allowed to file objection. Replication if any maybe filed within two weeks next thereafter.</p> <p>List this case on 31.08.2017 for 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

O.A. No. 189 of 2010 M.A. No. 107 of 2012

Shiv Kumar Joshi
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>06.07.2017</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.N. Singh & Shri B.P.S. Chauhan, Ld. Counsel for the applicant and Shri Kasuhik Chatterji, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed list this case on 11.07.2017 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. 264 of 2015

Natha Yadav
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>06.07.2017</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.G. Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks' time is allowed 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 18.09.2017 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>MH/-</p>

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

T.A. No. 947 of 2010

Vinod 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>06.07.2017</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 Y.R. Sharma, Ld. Counsel for the petitioner and Dr. Chet Narayan Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">This case was finally decided vide order dated 25.04.2017 but while disposing of M.A.No 921 of 2017 which was an Application for grant of Leave to Appeal, it was observed that the office has not appended note of one day delay in filing the Application for Leave to Appeal. The office has given explanation which is on record.</p> <p style="text-align: center;">List this case on 17.08.2017 for perusal of the Explanation.</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. 312 of 2015

Ramakant 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>06.07.2017</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.B. Tiwari, Ld. Counsel for the applicant and Shri V.P.S Vats, Ld. Counsel for the respondents, assisted by Commodore Sadaf Shahin, OIC Legal Cell.</p> <p style="text-align: center;">A statement has been made by learned counsel for the respondents on the basis of instructions received from the Navy Officer Commodore Sadaf Shahin that the records were not weeded out but lost in transit.</p> <p style="text-align: center;">In view of the above, let an affidavit be filed containing details as to how the record was lost and further what action was taken against the person from whose custody the record was lost and whether any FIR was lodged or not and if lodged, what is the status of pending matter.</p> <p style="text-align: center;">List this case on 17.07.2017 under the heading "rehearing".</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. 689 of 2017 With M.A. No. 690 of 2017
& M.A. No. 882 of 2017 In re T.A. No. 284 of 2010

Umesh Kumar Chourasia
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>06.07.2017</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 P.N. Chaturvedi, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Three days' time is allowed to deposit the cost.</p> <p>List this case on 18.07.2017 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. 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>06.07.2017</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. K. Nigam, Ld. Counsel for the applicant and Shri A.K. Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed today in court is taken on record. Replication if any may be filed within a week.</p> <p style="text-align: center;">List this case on 21.07.2017 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. 240 of 2014

Mahendra 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>06.07.2017</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Two weeks further time is allowed 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 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

O.A. No. 254 of 2014

TS Negi
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>06.07.2017</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 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 prays for time to prepare the case.</p> <p style="text-align: center;">In view of the above, the case is adjourned and is directed to be listed 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

O.A. No. 109 of 2016 With M.A. No. 2642
of 2016 & M.A. No. 2780 of 2016

Amarnath Singh Kharwar
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>06.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo filed today in court by Shri Amit Chandra, as counsel for the respondent no 6 is taken on record. Let his name be shown as counsel for the respondent no 6 when the case is next listed.</p> <p>Present: Shri Diwakar Singh, Ld. Counsel for the applicant and Shri Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell. Shri Amit Chandra for respondent no 6.</p> <p>Learned counsel for the respondent no. 6 prays for time to file affidavit in compliance of earlier order of the Court. Let the affidavit be filed within two weeks. Replication if any may be filed within one week next thereafter.</p> <p>List this case on 22.08.2017 for hearing.</p> <p>Let a copy of the petition be supplied to the learned counsel for the respondent no 6 today itself.</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. 157 of 2016

Jog Dhyan Sharma
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>06.07.2017</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 Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Two weeks' further time is allowed to file rejoinder affidavit. List this case on 12.09.2017 for hearing.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(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. 198 of 2016 With M.A. No. 479 of 2017

Hardayal 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>06.07.2017</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 Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Two weeks' further time is allowed to file rejoinder affidavit.</p> <p style="text-align: center;">List this case for hearing on 22.09.2017</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>MH/-</p>

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

O.A. No. 244 of 2016 With M.A. No. 930 of 2017

Sanjay Thakur
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>06.07.2017</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 Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List this case on 30.08.2017 in order to enable learned counsel for the respondents to produce the records including the medical records pertaining to the Applicant 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 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. 276 of 2016 With M.A. No. 398 of 2017

Harish Chandra Srivasatava
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>06.07.2017</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 J.N. Mishra, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, rejoinder affidavit be filed within two weeks. List this case on 14.08.2017 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

O.A. No. 316 of 2016

Jitender 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>06.07.2017</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 Yash Pal Singh, Ld. Counsel for the applicant and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks and no more 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 30.08.2017 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

O.A. No. 23 of 2017

Rajendra Pal 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>06.07.2017</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 Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, three weeks' time is allowed 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 18.09.2017 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>MH/-</p>

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

O.A. No. 167 of 2017

Dilip 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>06.07.2017</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.G. Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks' further time is allowed 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 14.07.2017 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. 349 of 2010

Ramayan Mishra
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>06.07.2017</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 Virat Anand Singh, Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is informed that Shri Anurag Mishra counsel for the respondents who is to argue the case, is not attending the Court.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 18.07.2017 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. 595 of 2010 With M.A. No. 2054 of 2015

Vijay Keshav 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>06.07.2017</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 P.N. Chaturvedi, Ld. Counsel for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is informed that cost has been deposited. Let the receipt filed today be placed on record.</p> <p>List for hearing on 18.07.2017.</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

T.A. No. 1224 of 2010

Ravindra Nath Sharma
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>06.07.2017</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 Manoj Kumar Singh, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Short counter affidavit filed by the respondents on behalf of Union of India is taken on record. Replication to it may be filed within two weeks.</p> <p>Respondent no 3 may file counter affidavit within two weeks. Rejoinder affidavit if any may be filed within two weeks next thereafter.</p> <p>List this case on 10.08.2017 for hearing.</p> <p>Shri R.K.Tiwari, who represents PCDA Allahabad shall again appear on the next 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>MH/-</p>

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

T.A. No. 15 of 2014 With M.A. No. 1151 of 2016, M.A. No. 2373 of 2016
Along with T.A. No. 1368 of 2010

Major Kunwar Ambreshwar 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>06.07.2017</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 Virat Anand Singh, Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is mentioned that Shri Akhilesh Kalra who is to argue the case has not attended the Court today.</p> <p>In view of the above, the case is adjourned and is directed to be list for hearing on 10.07.2017.</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. 143 of 2015 With M.A. No. 1019 of 2016

Shaikh Ibrahim
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>05.07.2017</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 Rohit Kumar, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties at length.</p> <p style="text-align: center;">The case is adjourned to 26.07.2017 for further hearing in order to enable learned counsel for the respondents to produce the relevant orders, circular or documents which may indicate that the telephone Directory in question was a classified or confidential document and could not have been given to any person. The respondents shall also produce the record in order to indicate as to whether the Telephone Directory handed over by the Applicant to Sheikh Mohammad was an old obsolete document. The respondents shall also produce the entire record with regard to present controversy including the telephone Directory concerned which was recovered from the Applicant.</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. 48 of 2011 (Along with O.A. No. 143 of 2015)

Taj Mohd Sheikh
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>05.07.2017</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 Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by learned counsel for the petitioner, the case is ordered to be listed on 06.07.2017 for further hearing in order to enable the learned counsel to produce the case laws on the points under arguments.</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. (A) No. 81 of 2012

Manoj 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>05.07.2017</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 Lalit Kumar, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by learned counsel for the Applicant the case is ordered to be listed on 01.08.2017 before the Circuit Bench at Nainital alongwith T.A.No 59 of 2011.</p> <p style="text-align: center;">The respondents shall produce the original records before the Circuit Bench at Nainital on the date fixed 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. 185 of 2009 With M.A. No. 821 of 2017

Vijay Kumar Yadav
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>05.07.2017</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 P.N. Chaturvedi, Ld. Counsel for the petitioner and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The case was listed yesterday and Shri P.N.Chaturvedi, learned counsel for the petitioner while advancing arguments, submitted that there was a clear gap of 96 hours in serving of charge sheet and commencement of trial. Today we asked him to indicate the date on which charge sheet was served and also the date on which trial commenced. He has failed to assist the Tribunal.</p> <p>At this stage, petitioner appeared in person and made a statement across the bar that he be permitted to withdraw brief from Shri P.N.Chaturvedi as he wants to engage another counsel.</p> <p>The petitioner is permitted to engage another counsel.</p> <p>List this case on 19.07.2017 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. 970 of 2010 (With Decided T.A. No 209 of 2009) along with
O.A. No. 239 of 2012

Rajput Chandrapal 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>05.07.2017</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 Rakesh Johri, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is informed across the bar that father of Shri I.P.Singh, one of the learned counsel appearing for the petitioner in the instant case has expired and he is not attending the court.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 17.08.2017.</p> <p>Let Shri I.P.Singh learned counsel for the petitioner be informed accordingly.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(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. 59 of 2011

Hayat Singh Bankoti
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>05.07.2017</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 Lalit Kumar, Ld. Counsel for the petitioner and Shri Alope Mathur and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant the case is ordered to be listed on 01.08.2017 before the Circuit Bench at Nainital alongwith O.A.No 81 of 2012.</p> <p>The respondents shall produce the original records before the Circuit Bench at Nainital on the date fixed 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. 75 of 2011

Ashok 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>05.07.2017</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 Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>In the instant case, Shri Aloke Mathur appearing for the respondents fairly admitted that the judgment and order of the Armed Forces Tribunal, Regional Bench, Calcutta has been affirmed by the Apex Court in Civil Appeal No 19180 of 2015 and the SLP has been dismissed by order dated 10.08.2015.</p> <p>List this case on 10.07.2017 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. 11 of 2012

Krishan Lal
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>05.07.2017</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 Shailendra Kumar Singh, Ld. Counsel for the petitioner and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>In observance of the order passed by the Tribunal Platoon Havildar Mohan Singh and Section Commander Hira Singh appeared and made a prayer for grant of time to file their respective affidavits.</p> <p>On a query made by the learned counsel Section Commander Hira Singh denied that he had accompanied the petitioner to the bus stand to see him off. He also denied that the petitioner had at all come to the Unit or met him.</p> <p>Be that as it may, both Mohan Singh and Hira Singh are permitted to file their respective affidavits within two weeks.</p> <p>List this case on 26.07.2017 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. 1044 of 2017 In re O.A. No. (Nil) of 2017

Shishu Pal 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>05.07.2017</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 Pankaj Kumar Shukla, 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 by Ld. Counsel for the respondents six weeks'time granted to file objection on application for condonation of delay. Applicant shall have two weeks' time thereafter to file replication.</p> <p style="text-align: center;">List the case on 08.09.2017 for orders.</p> <p style="text-align: center;">While filing objection, Ld. Counsel for the respondents shall also file counter affidavit to the O.A.</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><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. 1045 of 2017 In re O.A. No. (Nil) of 2017

Najar 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>05.07.2017</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 Pankaj Kumar Shukla, 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 by Ld. Counsel for the respondents six weeks' time granted to file objection on application for condonation of delay. Applicant shall have two weeks' time thereafter to file replication.</p> <p style="text-align: center;">List the case on 08.09.2017 for orders.</p> <p style="text-align: center;">While filing objection, Ld. Counsel for the respondents shall also file counter affidavit to the O.A.</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><small>anb</small></p>

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

O.A. No. 228 of 2017

Raj Kumar 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>05.07.2017</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 Devansh Bhardwaj, Ld. Counsel for the applicant and Shri Sidharth Dhaon, Ld. Counsel for the respondents.</p> <p>By means of the present petition under Section 14 of the Armed Forces Tribunal Act, 2007 the applicant has challenged the order of transfer dated 30.05.2017 contained in Annexure-1 to the O.A.</p> <p>In pursuance to bar contained in Section 3 (o) (ii) of the Armed Forces Tribunal Act, 2007, at the very threshold it has been argued by Ld. Counsel for the respondents that the O.A. against the order of transfer is not maintainable. Section 3 (o) (ii) of the Armed Forces Tribunal Act, 2007 is reproduced as under:-</p> <p>3. <i>Definitions- In this Act, unless the context otherwise requires, -</i></p> <p style="padding-left: 40px;">(a).....</p> <p style="padding-left: 40px;">(o) <i>“service matters” in relation to the persons subject to the Army Act, 1950 (46 of 1950), The Navy Act, 1957 (62 of 1957) and the Airforce Act, 1950 (45 of 1950), mean all matters relating to the conditions of their service and shall include-</i></p> <p style="padding-left: 80px;">(i)</p> <p style="padding-left: 80px;">(ii)</p> <p style="padding-left: 80px;">(iii).....</p> <p style="padding-left: 80px;">(iv).....</p>

But shall not include matters relating to-

(i).....

(ii) transfers and postings including the change of place or unit on posting whether individually or as a part of a unit, formation or ship in relation to the persons subject to the Army Act, 1950 (46 of 1950), The Navy Act, 1957 (62 of 1957) and the Airforce Act, 1950 (45 of 1950).”

In view of above, since the original application against order of transfer is not maintainable, there cannot be any interference with the impugned order of transfer.

O.A. being not maintainable is **rejected** accordingly.

No order as to costs.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member

anb

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

O.A. No. 229 of 2017

Hari 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>05.07.2017</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 Rohit 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 style="text-align: center;">Heard Ld. Counsel for the parties and perused the records.</p> <p style="text-align: center;">Being aggrieved with non payment of disability pension the applicant preferred first appeal which is pending with the appellate authority.</p> <p style="text-align: center;">The law with regard to payment of disability pension is no more res integra and has been finally settled by a catena of decisions of Hon'ble Supreme Court. The disability has to be considered as attributable and aggravated by military service in terms of judgments in the case of <i>Dharamvir Singh vs. Union of India & Ors</i>, (2013) 7 SCC 316, <i>Sukhvinder Singh vs. Union of India & Ors</i>, (2014) 14 SCC 364, <i>Union of India & Ors vs. Angad Singh Titaria</i>, (2015) 12 SCC 257 and <i>Union of India & Ors vs. Rajvir Singh</i>, (2015) 2 SCC 264.</p> <p style="text-align: center;">On the issue of rounding of disability pension the case of the applicant is squarely covered by the decisions in the case of <i>KJS Buttar vs. Union of India & Ors</i>, (2011) 11 SCC 429 and</p>

Union of India & vs. Ram Avtar & Ors, (Civil Appeal No 418 of 2012) decided on 10.12.2014.

Keeping in view the fact that the first appeal preferred by the applicant is pending, with the consent of Ld. Counsel for the parties, we dispose of the O.A. finally at the admission stage directing the respondents to decide the first appeal in view of the facts of the case and the case law referred to hereinabove.

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

No order as to costs.

(Air Marshal Anil Chopra)
Member (A)

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

anb

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

Ex-A No. 92 of 2017 In re T.A. No. 114 of 2009

Lekh Raj
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>05.07.2017</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 petitioner and Shri Arun Sahu, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>As prayed, Ld. Counsel respondents is granted four weeks' time to show cause why order of the Tribunal dated 03.11.2015 has not been complied with.</p> <p>List the case on 10.08.2017 for orders.</p> <p>It is clarified that in case order is not complied with by the next of listing, the Tribunal may pass some punitive 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><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. 474 of 2017 In re O.A. No. (Nil) of 2017

Sree Kumar NP
By Legal Practitioner for the Applicant

Applicant

Versus

Secretary, Ministry of Defence & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.07.2017</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 : Maj (Retd) R. D. Singh, Ld. Counsel for the applicant and Maj Salen Xaxa, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">OIC Legal Cell prays for and is granted four weeks' further time to file objection on application for condonation of delay. Replication may be filed by the applicant within next four weeks.</p> <p style="text-align: center;">List the case on 30.08.2017 for 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><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. 637 of 2017 In re O.A. No. (Nil) of 2017

Smt Kavita 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>05.07.2017</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 Maj Salen Xaxa, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">OIC Legal Cell prays for and is granted four weeks' further time to file objection on application for condonation of delay. Replication may be filed by the applicant within next four weeks.</p> <p style="text-align: center;">List the case on 15.09.2017 for 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><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. 638 of 2017 With M.A. No. 1046 of 2017
In re O.A. No. (Nil) of 2017

Pramod 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>05.07.2017</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 Shri R.C. Shukla, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1046 of 2017</u></p> <p>Objection on application for condonation of delay filed by the respondents is taken on record. M.A. No. 1046 of 2017 is disposed of.</p> <p>Ld. Counsel for the applicant prays for and is granted four weeks' time to file replication.</p> <p>List the case on 30.08.2017 for orders.</p> <p>Meanwhile respondents shall file counter affidavit by the next date.</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><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. 1022 of 2017 In re T.A. No. 16 of 2015

Kamal Singh Bhadoria
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>05.07.2017</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, Ld. Counsel for the petitioner and Maj Salen Xaxa for the respondents.</p> <p>We have Ld. Counsel for the petitioner and OIC Legal Cell.</p> <p>Order dated 29.05.2017 dismissing the petition for non prosecution is recalled on payment of cost of Rs 500/- which shall be remitted to Bar Association of Armed Forces Tribunal, Regional Bench Lucknow.</p> <p>Subject to payment of cost the case shall be listed on 26.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><small>anb</small></p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

T.A. No. 8 of 2017

Smt Nandrani Yadav
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>05.07.2017</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. Wg Cdr Sardul Singh, OIC Legal Cell for the respondents Counsel for the applicant is reported to be out of station. List the case again on 12.07.2017 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>Anb</p>

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

M.A No. 630 of 2016 With M.A. No. 2060 of 2016
& M.A. No. 529 of 2017

Ram Nath 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>05.07.2017</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. N. Chaturvedi, 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;">Applicant's counsel submits that the impugned discharge order is dated 30.04.2013. In the relief clause by correction the discharge order has been corrected as dated 08.11.2012.</p> <p style="text-align: center;">In case order mentioned by correction is incorrect, then no relief can be granted to the applicant unless appropriate amendment is made in the relief clause.</p> <p style="text-align: center;">List the case on 11.09.2017 for 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>Anb</p>

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

O.A. No. 234 of 2017 along with M.A. No. 1188 of 2016

Mahesh Chandra Singh Bisht

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.07.2017</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>This is an application for condonation of delay. The applicant was discharged on medical ground on 17.09.2006 with 20% disability for life. He submitted representation dated 11.08.2010 for rounding of disability pension to the tune of 50% followed by reminders and finally he preferred the present O.A.</p> <p>Payment of disability pension inhibits in itself recurring cause of action. Otherwise also the applicant has been sending reminders to the respondents for rounding off the disability pension.</p> <p>Cause shown is sufficient.</p> <p>Delay is condoned.</p> <p>O.A. is taken on merit.</p> <p><u>O.A. No. 234 of 2017</u></p> <p>Heard 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>The question involved in the petition is with regard to rounding of disability pension. While filing objection on application for condonation of delay, respondents have not disputed that the applicant was discharged with 20% disability,</p>

hence with the consent of Ld. Counsel for the parties, we proceed to dispose of the petition finally for the reason that the controversy with regard to rounding of has been finally settled in the catena of judgments of Hon'ble Supreme Court as well as this Tribunal.

The disability has to be considered as attributable and aggravated by military service in terms of judgments in the case of *Dharamvir Singh vs. Union of India & Ors*, (2013) 7 SCC 316, *Sukhvinder Singh vs. Union of India & Ors*, (2014) 14 SCC 364, *Union of India & Ors vs. Angad Singh Titaria*, (2015) 12 SCC 257 and *Union of India & Ors vs. Rajvir Singh*, (2015) 2 SCC 264.

On the issue of rounding of disability pension the case of the applicant is squarely covered by the decisions in the case of *KJS Buttar vs. Union of India & Ors*, (2011) 11 SCC 429 and *Union of India & vs. Ram Avtar & Ors*, (Civil Appeal No 418 of 2012) decided on 10.12.2014.

Admittedly, the applicant has been granted disability pension to the tune of 20% for life by order dated 31.07.2006. It is now settled by Hon'ble Supreme Court that disability pension paid in fraction should be rounded of to 50%.

In view of observations made hereinabove, we allow the O.A. finally holding the applicant entitled for payment of 20% disability pension for life to be rounded off to 50% for life from three years preceding date of filing of the present petition, i.e. 18.05.2016.

Let consequential benefits along with arrears of difference of disability pension rounded off to 50% for life be paid to the applicant by the respondents within three months from the date of production of a certified copy of this order.

O.A. is **allowed** accordingly.

No order as to costs.

(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. 1508 of 2016, With M.A. No. 1520 of 2016, M.A. No. 2131 of 2016 & M.A. No. 2451 of 2016 In re O.A. No. (Nil) of 2016

Jagdish Prasad 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>05.07.2017</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 Vijayendra Kumar, Ld. Counsel for the applicant and Shri A.K. Sahu, Ld. Counsel for the respondents, assisted by Maj Sa;len Xaxa OIC Legal Cell.</p> <p><u>M.A. No. 2131 of 2016.</u></p> <p>Objection filed by respondents on application for condonation of delay is taken on record. M.A. No. 2131 of 2016 is disposed of accordingly.</p> <p><u>M.A. No. 2451 of 2016.</u></p> <p>Reply filed by application on objection filed by respondents is taken on record. M.A.No. 2451 of 2016 is disposed of accordingly.</p> <p><u>No. 1520 of 2016.</u></p> <p>Supplementary affidavit filed by the applicant is taken on record. M.A. No. 1520 of 2016 is disposed of accordingly.</p> <p><u>M.A. No. 1508 of 2016</u></p> <p>The controversy raised by the applicant in the O.A. relates to payment of disability pension which has been objected by the respondents on the ground of delay caused in filing the O.A.,</p>

with is almost of 49 years. However, in view of law settled by Hon'ble Supreme Court in the cases of ***KJS Buttar vs. Union of India & Ors***, (2011) 11 SCC 429 and ***Union of India & vs. Ram Avtar & Ors***, (Civil Appeal No 418 of 2012) decided on 10.12.2014. payment of pension/disability pension inhibits in itself recurring cause of action, which may be paid to the applicant from three preceding years of filing of the O.A.

Cause shown seems to be sufficient.

Delay is condoned.

Respondents shall file counter affidavit within four weeks. Applicant shall have two weeks' thereafter to file rejoinder affidavit.

List the case on **18.09.2017** for orders.

(Air Marshal Anil Chopra)
Member (A)

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

anb

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

M.A. No. 1878 of 2016 With M.A. No. 2584 of 2016
In re O.A. No. (Nil) of 2016

Yuva Raj Thapa

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>05.07.2017</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. Mishra, Ld. Counsel for the applicant and Mrs Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>On request made by Ld. Counsel for the applicant the case is passed over for the day.</p> <p>As prayed, list the case on 12.07.2017 for 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><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. 2274 of 2016 With M.A. No. 2544 of 2016
In re O.A. No. (Nil) of 2016

Bhanu 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>05.07.2017</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 Ashok Kumar, 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. 2274 of 2016</u></p> <p style="text-align: center;">Heard Ld. Counsel for the parties on application for condonation of delay.</p> <p style="text-align: center;">Admittedly, delay is only of one month. Moreover payment of disability pension inhibits in itself recurring cause of action.</p> <p style="text-align: center;">Cause shown is sufficient.</p> <p style="text-align: center;">Delay is accordingly condoned.</p> <p style="text-align: center;">O.A. is taken on merits.</p> <p style="text-align: center;">Respondents may file counter affidavit within four weeks. Rejoinder affidavit may be filed by applicant within two weeks thereafter.</p> <p style="text-align: center;">List the case on 30.08.2017 for 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 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. 266 of 2011

Chand Pati
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>05.07.2017</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 Dharmesh Sinha, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell and Shri Diwakar Singh, Ld. Counsel for the private respondent No. 5.</p> <p>List the case on 12.07.2017 to enable the Mediator Shri Sunil Sharma, Advocate shall submit his report after completing necessary formalities in accordance with rules.</p> <p>Parties shall appear before the Mediator on 12.07.2017 at 11.30 am in the premises of Armed Forces Tribunal, Regional Bench, Lucknow.</p> <p>The private parties shall deposit an amount of Rs. 5000/- (rupees five thousand) each in the Registry within three days which shall be paid to appropriate person while finally adjudicating the controversy involved in the case.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 323 of 2016

Rahul 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>05.07.2017</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 Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Respondents are 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 18.09.2017 for 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><small>anb</small></p>

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

O.A. No. 146 of 2017

Sub Maj Prem Kumar Tiwari
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>05.07.2017</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Respondents are 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 20.09.2017 for 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><small>anb</small></p>

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

O.A. No. 197 of 2017

Sub Shambhu Nath Sharma
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>05.07.2017</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 Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Respondents are 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 20.09.2017 for 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><small>anb</small></p>

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

O.A. No. 198 of 2017

WO Ajit Kumar Rajbongshi
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>05.07.2017</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 Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Respondents are 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 20.09.2017 for 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><small>anb</small></p>

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

O.A. No. 203 of 2017

Ompal 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>05.07.2017</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 Bachchan 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;">Respondents are 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 25.09.2017 for 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><small>anb</small></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>05.07.2017</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.N. Chaturvedi, Ld. Counsel for the applicant and Dr. S.N. Pandey Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Two weeks' further time is granted to the respondents to file supplementary affidavit as prayed by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List the case on 20.07.2017 for further hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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

M.A. No. 2473 of 2016 With M.A. No. 360 of 2017
In re O.A. No. (Nil) of 2016

Bag 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>05.07.2017</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, holding brief of Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa , OIC Legal Cell.</p> <p>Shri V.P. Pandey, Advocate states that Shri K.K.Singh Bisht is out of station and requested for adjournment of the case, which has not been opposed by the learned counsel for the respondents but he has requested for an early date in the case</p> <p>As prayed list the case on 25.08.2017 for 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 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. 625 of 2016 With M.A. No. 1430 of 2016
& M.A. No. 1544 of 2016

Yogendra Singh Chahal
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>05.07.2017</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 Jaiswal, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">On the request made by Shri S.K.Singh, Advocate on behalf of the learned counsel for the applicant, list the case on 19.07.2017 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;">JPT</p>

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

O.A. No. 18 of 2014

Gokula Nand 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>05.07.2017</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 Anju Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by the learned counsel for the parties, list the case on 18.09.2017 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>JPT</p>

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

O.A. No. 130 of 2015 With M.A. No. 553 of 2016
& M.A. No. 1052 of 2016

Prashantha Kumar PG
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>05.07.2017</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.P. Singh, holding brief of Shri Yash Pal Singh, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the applicant is reported to be ill.</p> <p style="text-align: center;">As prayed, list the case on 22.09.2017 in terms of earlier order.</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;">JPT</p>

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

O.A. No. 355 of 2015

Rama 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>05.07.2017</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;">As prayed, respondents shall file affidavit in terms of order dated 20.04.2017 within two weeks.</p> <p style="text-align: center;">List the case on 21.08.2017 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;">JPT</p>

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

O.A. No. 92 of 2017

Jitendra Singh 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>05.07.2017</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 Virendra Kumar Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, 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 the respondents to file counter affidavit. The applicant may file rejoinder affidavit within two weeks thereafter.</p> <p style="text-align: center;">List the case on 28.07.2017 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;">JPT</p>

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

T.A. No. 34 of 2010 With M.A. No. 247 of 2017
& M.A. No. 515 of 2017

Vinay 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>05.07.2017</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 S.P. Singh, Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>List on 10.07.2017 for hearing as agreed by the learned counsel for the parties alongwith office report with regard to sufficiency of service of notice on respondent no.6 .</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. 349 of 2010

Ramayan Mishra
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>05.07.2017</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 Virat Anand 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 style="text-align: center;">Put up tomorrow i.e. 06.07.2017 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><small>JPT</small></p>

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

Reserved

Court No. 1 (List A)

ORIGINAL APPLICATION NO. 278 of 2012

Hemendra Kumar
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.07.2017</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 Bachchan Singh, Ld. Counsel for the applicants and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John OIC Legal Cell.</p> <p style="text-align: center;">Judgment pronounced.</p> <p style="text-align: center;">Original Application is dismissed.</p> <p style="text-align: center;">For order, see our order of date passed on separate sheets.</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><small>anb</small></p>

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

Reserved

Court No. 1 (List A)

O.A. No. 70 of 2012 with MA No. 833 of 2017

Pratap Singh
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.07.2017</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 : Applicant in person and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Applicant appeared in person and stated that his counsel is not available today. He prayed that the case may be adjourned.</p> <p>As prayed, the case is adjourned.</p> <p>List againon 25.07.2017 for hearing in terms of earlier 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><small>anb</small></p>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

T.A. No. 528 of 2010

Laxmi Prasad

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>04.07.2017</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 Vikas Kumar Agrawal, Ld. Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>On request made by Ld. Counsel for the petitioner, the case is passed over for the day.</p> <p>List again on 11.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) 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

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>04.07.2017</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 J.P. Singh, Ld. Counsel for the petitioner and Shri Kaushik Chatterji, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents submits that record has been weeded out on 07.10.2010. However, he failed to satisfy the Tribunal in pursuance to which provision the record has been weeded out though the matter is subjudged earlier before the Hon'ble High Court and thereafter before this Tribunal since 2003.</p> <p>Let the Circular, order and/or the provision with regard to weeding out the record be produced by the respondents who shall also file affidavit along with report of the Committee or the order in pursuance to which the record has been weeded out.</p> <p>List on 20.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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>Copy of the order be supplied to Ld.Counsel for the parties free of costs by 05.07.2017.</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 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. 205 of 2015

Dashartha

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>04.07.2017</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 Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>The Second Appeal originating from Regular Suit whereby applicant has been declared first wife of late Prem Chandra is pending. In such situation, it shall be appropriate that the present controversy be heard after final adjudication of the pending Second Appeal by Hon'ble High Court.</p> <p>List the case on 27.09.2017 for hearing in terms of earlier orders.</p> <p>In the meantime the applicant pursue the matter pending in the Hon'ble High Court for final adjudication of the controversy so that a decision may be taken with regard to entitlement of the applicant vis-à-vis respondent no. 4.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 226 of 2015 With M.A. No. 130 of 2017

Col SK Tiwari
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>04.07.2017</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 : Maj R.D Singh (Retd), 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 by Ld. Counsel for the applicant, list the case again on 29.08.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><small>anb</small></p>

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

O.A. No. 36 of 2016

MK Chandrasekharan
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>04.07.2017</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 Yash Pal 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 style="text-align: center;">Ld.Counsel for the applicant prays for time to prepare the case.</p> <p style="text-align: center;">As prayed, list the case 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 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

O.A. No. 45 of 2016

Yogesh Giri
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>04.07.2017</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 : Applicant in person. Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">Applicant in person prayed that his counsel is not available and the case may be passed over for the day.</p> <p style="text-align: center;">The case is accordingly adjourned.</p> <p style="text-align: center;">As prayed, list the case on 25.07.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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

O.A. No. 231 of 2016

Ram Vishwas 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>04.07.2017</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 A.K. 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>Ld. Counsel for the respondents prays for and is granted six weeks' time and no more to file counter affidavit.</p> <p>Rejoinder affidavit may be filed by the applicant within two weeks' thereafter.</p> <p>List the case on 20.09.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><small>anb</small></p>

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

T.A. No. 185 of 2009 With M.A. No. 821 of 2017

Vijay Kumar Yadav
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>04.07.2017</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 P.N. Chaturvedi, Ld. Counsel for the petitioner and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>On request made by Ld. Counsel for the respondents, list the case again on 05.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><small>anb</small></p>

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

T.A. No. 349 of 2010

Ramayan Mishra
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>04.07.2017</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 Virat Anand 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>On request made by Ld. Counsel for the respondents, list the case again on 05.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><small>anb</small></p>

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

T.A. No. 67 of 2011

Rameshwar 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>04.07.2017</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 Rajeev Srivastava, Ld. Counsel for the petitioner and Shri Rajeev Pandey, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>Ld. Counsel for the petitioner states that he does not want to file rejoinder affidavit.</p> <p>List the case on 11.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><small>anb</small></p>

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

T.A. No. 66 of 2013 with M.A. No. 1886 of 2016

Pitambar Dutt Uniyal & 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>04.07.2017</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 petitioners and Maj Salen Xaxa, OIC Legal Cell for the respondents.</p> <p>Maj Salen Xaxa, OIC Legal Cell wants time to produce the policy with regard to Eco Force.</p> <p>On her request the case is passed over for the day.</p> <p>As prayed, list the case again on 10.08.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to 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><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. 836 of 2017 In re O.A. No. (Nil) 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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>The memo of appearance filed by Ms Appoli Srivastava, Ld. Counsel on behalf of the respondents is taken on record.</p> <p>Present : Ms Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>An application for adjournment has been moved on behalf of Shri D.S. Kauntae, Ld. Counsel for the applicant, which has not been objected by the Ld. Counsel for the respondents. The prayer for adjournment of the case is allowed.</p> <p style="text-align: center;">List the case on 25.07.2017.</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>JPT/-</p>

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

M.A. No. 1037 of 2017 In re O.A. No. (Nil) of 2017

Dinesh 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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>The memo of appearance filed by Dr. Shailendra Sharma Atal, Ld. Counsel on behalf of the respondents is taken on record.</p> <p>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>As prayed by the learned counsel for the respondents six weeks' time is granted to file objection on application for condonation of delay. Two weeks' time thereafter is granted to the learned counsel for the applicant to file replication.</p> <p>As prayed, list the case on 13.09.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member</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. 1043 of 2017 In re O.A. No. (Nil) of 2017

Smt Krishna 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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>The memo of appearance filed by Shri V.P.S. Vats, Ld. Counsel on behalf of the respondents is taken on record.</p> <p>Present : Shri Lalit Kumar, 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>As prayed by the learned counsel for the respondents four weeks' time is granted to file objection on application for condonation of delay. Two weeks' time thereafter is granted to the learned counsel for the applicant to file replication.</p> <p>As prayed, list the case on 18.09.2017 for 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>JPT</p>

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

O.A. No. 207 of 2017

DC Gupta
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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>The memo of appearance filed by Shri G.S. Sikarwar, Ld. Counsel on behalf of the respondents is taken on record.</p> <p>Present : Shri Ajit Singh Gaherwar, 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>The controversy relates to one rank one pension. The matter requires hearing.</p> <p>Admit.</p> <p>As prayed by the learned counsel for the respondents four weeks' time is granted to file counter affidavit. Two weeks' time thereafter is granted to the learned counsel for the applicant to file rejoinder affidavit.</p> <p>As prayed, list on 13.09.2017 for hearing.</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;"><small>JPT</small></p>

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

O.A. No. 226 of 2017

Vikas 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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>The memo of appearance filed by Dr. Shailendra Sharma Atal, Ld. Counsel on behalf of the respondents is taken on record.</p> <p>Present : Shri P.K. Shukla, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul, OIC Legal Cell.</p> <p>This is an application under Section 14 of Armed Forces Tribunal Act, 2007 for payment of disability pension on account of applicant's suffering from 'Unspecified Psychosis'. Applicant preferred a representation dated 02.11.2016 for grant of disability pension but the same is still pending. Accordingly, we proceed to decide the present O.A. at admission stage itself with the consent of learned counsel for the parties finally.</p> <p>The controversy with regard to payment of disability pension is no more res-integra in view of law laid down by Hon'ble Supreme Court, vide Dharamvir Singh vs. Union of India and others (2013) 7 SCC 316 .</p> <p>In view the above, we dispose of the petition finally by directing the competent authority to decide the representation</p>

submitted by the applicant for payment of disability pension within three months from the date of production of a certified copy of this order, keeping in view the law settled by Hon'ble Supreme Court referred to herein above as well as the decisions given by this Tribunal in the matter of payment of disability pension.

With the above directions the O.A. is finally disposed of.

(Air Marshal Anil Chopra)
Member (A)

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

JPT

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

O.A. No. 227 of 2017

Smt Preeti
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>04.07.2017</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 Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">The controversy involved in the present case relates to payment of maintenance allowance. The matter requires hearing.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Issue notice to respondent no.6 through regular mode of service as well as personal service. Applicant to take steps accordingly.</p> <p style="text-align: center;">The respondents are allowed six weeks' time to file counter affidavit. Applicant may file rejoinder affidavit within two weeks thereafter.</p> <p style="text-align: center;">List the case on 19.09.2017 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; font-size: small;">JPT</p>

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

EX-A. No. 80 of 2017 In re O.A. No. 359 of 2012

Shiv Kant 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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Rajiv Pandey is taken on record. His name shall be shows as Ld. Counsel for the respondents in the next cause list.</p> <p>Present : Applicant appeared in person. Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>The applicant submitted that his counsel is out of station and is unable to attend the Tribunal today. Adjournment has not been objected by the Ld. counsel for the respondents Shri Rajiv Pandey.</p> <p>List the case on 23.08.2017 for 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>JPT</p>

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

EX-A. No. 94 of 2017 In re T.A. No. 288 of 2010

Chhote Lal
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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Ramesh Chandra Sharma is taken on record. His name shall be shown as Ld. Counsel for the respondents in the next cause list.</p> <p>Present : Shri R. Chandra, Ld. Counsel for the petitioner and Shri Ramesh Chandra Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents submits that PPO has been issued on 29.08.2014 but according to Ld. Counsel for the petitioner service elements have not been included in it. OIC Legal Cell wants time to look into the matter. As prayed, list the case on 08.08.2017 to enable Ld. Counsel for the respondents to show cause why the service element have not been included in PPO as per rules.</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;">JPT</p>

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

EX-A. No. 95 of 2017 In re O.A. No. 358 of 2017

Raj 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>04.07.2017</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;">Memo of appearance filed by Dr. Shailendra Sharma is taken on record. His name shall be shown as Ld. Counsel for the respondents in the next cause list.</p> <p style="text-align: center;">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 style="text-align: center;">As prayed by Ld. Counsel for the respondents, four weeks' time is granted to receive instructions as to why the order of Tribunal dated 05.01.2017 has not been complied with.</p> <p style="text-align: center;">List the case on 17.08.2017 for 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 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

EX-A No. 96 of 2017 In re T.A. No. 28 of 2013

Jagdish Singh Yadav
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>04.07.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Sharma is taken on record. His name shall be shown as Ld. Counsel for the respondents in the next cause list.</p> <p>Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, four weeks' time is granted to receive instructions as to why the order of Tribunal dated 12.01.2017 has not been complied with.</p> <p>List the case on 17.08.2017 for 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>JPT</p>

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

EX-A. No. 98 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>04.07.2017</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;">Memo of appearance filed by Dr. Shailendra Sharma Atal is taken on record. His name shall be shown as Ld. Counsel for the respondents in the next cause list.</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 Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, four weeks' time is granted to receive instructions as to why the order of Tribunal dated 01.12.2016 has not been complied with.</p> <p style="text-align: center;">List the case on 21.07.2017 for orders alongwith Review Petition No 1119 of 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 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

EX-A. No. 99 of 2017 In re O.A. No. 63 of 2010

Rupesh Vardhan
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>04.07.2017</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;">Memo of appearance filed by Shri Bhanu Pratap Singh is taken on record. His name shall be shown as Ld. Counsel for the respondents in the next cause list.</p> <p style="text-align: center;">Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondent, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks time is granted to Ld. Counsel for the respondents to show cause as to why order of this Tribunal dated 24.03.2017 has not been complied with.</p> <p style="text-align: center;">List the case on 10.08.2017 for 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 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. 643 of 2017 In re O.A. No. (Nil) of 2017

Sunita Yadav M/o Late Sigmn
Subhash Kumar Yadav
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>04.07.2017</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 Om Prakash, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, four weeks' further time is granted to file objection on application for condonation of delay. While filing objection, the respondents shall also file counter affidavit.</p> <p style="text-align: center;">List the case on 25.08.2017 for 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 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. 536 of 2017 In re O.A. No. (Nil) of 2017

Smt Radha 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>04.07.2017</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 Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Four weeks' further time is allowed to file objection on application for condonation of delay. While filing objection, the respondents shall also file counter affidavit.</p> <p style="text-align: center;">Ld. Counsel for the applicant is granted two weeks' time thereafter to file replication.</p> <p style="text-align: center;">List the case on 15.09.2017 for 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 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. 819 of 2017 In re O.A. No. 227 of 2014

Union of India & Others
By Legal Practitioner for the Applicants

Applicants

Versus

Bhagwati Prasad
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>04.07.2017</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 applicants/respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No.819 of 2017</u></p> <p style="text-align: center;">This is an application for leave to appeal.</p> <p style="text-align: center;">Heard Ld. Counsel for the applicants/respondents Shri Amit Sharma.</p> <p style="text-align: center;">We do not find any ground where question of public importance is involved to grant leave to appeal. In view of statutory provision contained in Section 31 of the Armed Forces Tribunal Act, 2007, we also find that no point of law of general importance is involved, which may call for grant of leave to appeal to the applicants.</p> <p style="text-align: center;">Accordingly, application lacks merit and is 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 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. 982 of 2017 With M.A. No. 983 of 2017
In re T.A. No. 1204 of 2010

T Kishan
By Legal Practitioner for the Petitioner

Applicant/Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.07.2017</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 Pradeep Chandola, Ld. Counsel for the applicant/petitioner .</p> <p style="text-align: center;"><u>M.A. No. 982 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 style="text-align: center;"><u>M.A. No. 983 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p 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;">JPT</p>

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

M.A. No. 1040 of 2017 With M.A. No. 1041 of 2017
In re O.A. No. 183 of 2010

Satish 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>04.07.2017</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 Brijesh Verma, Ld. Counsel for the applicant and Shri Ashish Saxena, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Four weeks' time is allowed to file objection on application for condonation of delay. Ld. Counsel for the applicant is granted two weeks' time thereafter to file replication.</p> <p style="text-align: center;">List the case on 19.09.2017 for 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 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. 2356 of 2016 With M.A. No. 118 of 2017
In re O.A. No. (Nil) of 2016

Rama Shankar Bharti
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>04.07.2017</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.K. Pandey, Ld. Counsel for the applicant and Shri A.K. Sahu, Ld. Counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2356 of 2016</u></p> <p>This is an application for condonation of delay in filing O.A. Heard.</p> <p>The delay is of about one year. However, for payment of disability of pension, which itself inhabits recurring cause of action. Cause shown for condonation of delay seems to be sufficient. The delay is condoned. The application for condonation of delay stands disposed of. O.A. is taken on merits.</p> <p style="text-align: center;">Admit.</p> <p>As prayed, four weeks' time is allowed to the respondents to file counter affidavit. Ld. Counsel for the applicant is granted two weeks' time thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 30.08.2017 for 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>

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

M.A. No. 2685 of 2016 In re O.A. No. (Nil) of 2016

Kalyan Singh Rawat
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>04.07.2017</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 A.K. Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">This is an application for condonation of delay in filing O.A. after a period of about 17 years. Respondents have raised objection that the petition is not maintainable and applicant has failed to explain the day to day delay. However on the ground of recurring cause of action it has been submitted by Ld. Counsel for the applicant that the disability pension may be paid for the period preceding three years from the date of preferring the O.A. The arguments advanced by Ld. Counsel for the applicant seems to be correct.</p> <p style="text-align: center;">Accordingly there being recurring cause of action available to the applicant, with regard to payment of pension the delay is condoned. O.A. is taken on merit.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">As prayed, four weeks' time is allowed to the respondents to file counter affidavit. Ld. Counsel for the applicant is granted two weeks' time thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 30.08.2017 for 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>

Form No. 4

{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1

M.A. No. 465 of 2017 In re O.A. No. (Nil) of 2017

Surya Prakash
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>04.07.2017</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 Om Prakash, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Objection on application for condonation of delay filed by Ld. Counsel for the respondents is taken on record.</p> <p>The delay is of about 11 months. The case relates to re-trial of the same offence.</p> <p>Cause shown seems to be sufficient.</p> <p>Delay is condoned.</p> <p>Admit.</p> <p>As prayed, four weeks' time is allowed to the respondents to file counter affidavit. Ld. Counsel for the applicant is granted two weeks' time thereafter to file rejoinder affidavit.</p> <p>List the case on 20.09.2017 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

M.A. No. 909 of 2017 with R.A. No. 23 of 2017
In re O.A. No. 175 of 2014

Lt Col Harshwardhan 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>04.07.2017</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 Vivek Raj 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>This is an application for review of the order dated 21.07.2016 under Rule 18 of the procedural Rules of the Tribunal read with Order 47 Rule 1 C.P.C.</p> <p>The learned counsel for the applicant wants review of the order as well as clarification with regard to Para-76 of the judgment which has been maintained by the Hon'ble Supreme Court while finally deciding the controversy. Once the controversy has been settled by the Hon'ble Supreme Court and it has maintained the finding recorded in Para-76 of the judgment, now it is not open for this Tribunal to further clarify the order by reviewing its judgment, which has attained finality. Moreover, there is no error apparent on the face of it, which may require review of the order under Order-47 Rule-1 C.P.C.</p> <p>The submission of the learned counsel for the applicant is that during meeting of the Board the Selection Committee has travelled beyond the judgment, by interpreting it incorrectly.</p>

Any error or illegality committed by the Selection Committee with regard to value marks and assessment during the course of proceeding may not be subject matter of review but raises a fresh cause of action. Any other attempt of Court or Tribunal except an attempt to correct an apparent error or an attempt not based on any ground mentioned in Order 47 Rule 1 and 2 CPC, would amount to an abuse of power to review its judgment, vide, (1999) 9 SCC 596 Ajit Kumar Rath, Vs. State of Orissa. Review jurisdiction does not permit for denovo hearing or to adjudicate controversy as an appellate forum. Otherwise also the judgment is clear and unambiguous there being no error apparent on the face of record.

In case the applicant is aggrieved by any subsequent action of the respondents then it is open to him to approach the appropriate forum in the light of the observations made in the final judgment of the Tribunal.

Accordingly, we dismiss the petition with liberty to the applicant to approach the appropriate forum, if so advised.

(Air Marshal Anil Chopra)
Member (A)

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

JPT

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

M.A. No. 948 of 2017 with R.A. No. 25 of 2017
In re T.A. No. 1065 of 2017

RN Mishra
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>04.07.2017</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 Bhaskar Pratap Dubey, 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 style="text-align: center;">As agreed by Ld. Counsel for the parties, list the case on 21.07.2017 for 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><small>JPT</small></p>

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

O.A. No. 325 of 2015

Rakesh Kumar 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>04.07.2017</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 Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the applicant has not supplied amended copy of the petition vide order dated 20.03.2017, which is a non compliance of the order of the Tribunal. However Subject to payment of cost of Rs 1,000/- which shall be remitted to Bar Association of Armed Forces Tribunal, Regional Bench Lucknow, Ld. Counsel for the applicant is allowed time to file amended copy of the petition.</p> <p style="text-align: center;">List the case on 17.08.2017 for 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 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

O.A. No. 344 of 2015 With M.A. No. 2044 of 2016

Abhilakh 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>04.07.2017</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. G. Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the applicant, two weeks' time is allowed to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 30.08.2017 for 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 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

T.A. No. 11 of 2017 with M.A. No. 553 of 2017

Ram Chand Tripathi
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>04.07.2017</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 Rakesh Johri, Ld. Counsel for the petitioner and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Objection on application for condonation of delay is taken on record. The delay is about two years. However keeping in view of recurring cause of action, we condone the delay.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents is granted four weeks' time to file counter affidavit. Applicant shall have two weeks' time thereafter to file replication.</p> <p>List the case on 30.08.2017.</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>JPT</p>

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

T.A. No. 19 of 2017 With M.A. No. 799 of 2017

Sepoy Vinod 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>04.07.2017</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;">Memo of appearance filed by Dr. Shailendra Sharma Atal, learned counsel for the respondents is taken on record.</p> <p style="text-align: center;">Present : Petitioner appeared in person. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed list on 25.07. 2017 for 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><small>JPT</small></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 Applicants

Applicants

Versus

Pratap Singh
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>04.07.2017</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 Amit Sharma, Ld. Counsel for the applicants, assisted by Maj Salen Xaxa, OIC Legal Cell. However, learned counsel for the respondent has not appeared.</p> <p>As prayed list on 25.07.2017 for 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>JPT</p>

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

O.A. No. 312 of 2015

Ramakant 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>04.07.2017</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. B. Tiwari, 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;">As prayed list the case on 06.07.2017 for further 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;">JPT</p>