

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

O.A. No. 356 of 2024 with M.A. No. 433 of 2024

Ex. Sub. Sushil Kumar Yadav Applicant
By Legal Practitioner for the Applicant : Shri Ashok Singh, Advocate
Shri Ankur Rawat, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Pushpendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Pushpendra Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Ashok Singh, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents.3. There is a delay of 10 months and 19 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. There are sufficient grounds to condone the delay. Delay is condoned.4. Delay condonation application stands disposed off. <p><u>O.A. No. 356 of 2024</u></p> <ol style="list-style-type: none">5. This Original Application has been filed for the grant of disability element of disability pension to the applicant and for conducting RSMB. It is submitted by the Ld. Counsel for the applicant that applicant's claim has been wrongly rejected by the respondents.6. Case needs adjudication.7. Admit.8. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.9. List on 25.07.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J) RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 6)

O.A. No. 361 of 2024 with M.A. No.437 of 2024

EA (R) /APP Deen Dayal Upadhyay Applicant
By Legal Practitioner for the Applicant : Shri Pankaj Kumar Shukla, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Arun Kumar Sahu, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Ravi Kumar Yadav holding brief for Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.3. There is a delay of 01 year and 07 months in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. There are sufficient grounds to condone the delay. Delay is condoned.4. Delay condonation application stands disposed off. <p><u>O.A. No. 361 of 2024</u></p> <ol style="list-style-type: none">5. This Original Application has been filed for the grant of disability element of disability pension to the applicant.6. Case needs adjudication.7. Admit.8. It is submitted by the Ld. Counsel appearing on behalf of the applicant that the applicant was enrolled in Indian Navy on 21.07.2021. He was discharged from Navy on 21.07.2021. Before discharge Release Medical Board was not provided to the applicant due to which the percentage of assessment of his disability could not be assessed.9. Ld. counsel for the applicant further submitted that the applicant has preferred a representation/ Statutory petitionu/s 26 of Army Act dated 21.03.2022 (Annexure A-1) for conducting a Re-Survey Medical Board and also grant of disability pension which has not yet been decided by the respondents and is still pending.

10. Applicant's counsel submitted that the instant O.A. may be disposed of as the applicant is only seeking decision on the representation/Statutory complaint preferred by him and ends of justice would be served if a direction is given by this Tribunal to the respondents/competent authority to consider and dispose of the pending representation/statutory complaint dated 21.03.2023 of the applicant attached as Annexure A-1 to this O.A. which may be decided by the Respondents by way of reasoned and speaking order within a stipulated period of time.
11. Learned counsel for the respondents has no objection to this and agrees with the submission of the applicant.
12. In view of the above innocuous prayer made by the applicant, respondents/competent authority is directed to consider and decide the representation dated 21.03.2023 of the applicant (Annexure A-1) and pass a reasoned and speaking order according to law within a period of three months from the date of receipt of certified copy of this order, under intimation forthwith to the applicant.
13. It is made clear that nothing has been commented upon the merits of the case.
14. Applicant shall be at liberty to approach proper forum if he is not satisfied with the decision of the respondents passed on his representation.
15. The OA is disposed of accordingly.
16. Copy of the order be provided to the Id. counsel for the parties.

(Lt. Gen. Anil Puri)
Member (A) Member (J)

(Justice Anil Kumar)

RK/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 10)

Ex-A. No. 143 of 2024 Inre: O.A. No. 89 of 2023

Ex.Sigmn Sohan Kumar Applicant
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Prerna Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Ms. Prerna Singh, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Ms. Prerna Singh, Ld. Counsel for the respondents.3. This is a fresh execution application filed for implementation of order dated 13.04.2023 of this Tribunal passed in Original Application No. 89 of 2023.4. Ld. Counsel for the respondents prays for and is allowed 03 weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.5. List on 23.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No.1 5)

Ex-A. No. 148 of 2024 Inre: O.A. No. 216 of 2023

Ex. MWO Prabhat Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Shri Gopal Dwivedi, Advocate
Ms. Upana Mishra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Ashish Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.3. This is a fresh execution application filed for implementation of order dated 18.05.2023 of this Tribunal passed in Original Application No. 216 of 2023.4. Ld. Counsel for the respondents prays for and is allowed 03 weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.5. List on 26.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 19)

Ex-A. No. 153 of 2024 Inre: T.A. No. 14 of 2023

Ex Rect Rinku Yadav Applicant
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal , Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma, Ld. Counsel for the respondents.3. This is a fresh execution application filed for implementation of order dated 10.08.2023 of this Tribunal passed in Transfer Application No. 14 of 2023.4. Ld. Counsel for the respondents prays for and is allowed 03 weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.5. List on 29.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 22)

M.A. No. 426 of 2024 with M.A. No. 427 of 2024 Inre: O.A. No. 469 of 2019

Ex Rect Chandrabhan Singh Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p><u>M.A No. 426/2024</u></p> <p>2. Heard Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p>3. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 11.08.2023 of this Tribunal in Original Application No. 469/2019.</p> <p>4. It is submitted by the Ld. Counsel for the applicant that applicant want to file Appeal against the decision of this Tribunal, leave be granted for the same and delay of 06 months and 10 days in filing of application be condoned.</p> <p>5. Admittedly, the application is time barred and has been moved after lapse of more than six month which is beyond statutory period and the delay has not been properly explained. Accordingly, application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p><u>M.A No. 427/2024</u></p> <p>1. 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>2. Accordingly, Leave to Appeal is also dismissed on the ground of delay.</p> <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J) RK/-</p>

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

Ex-A. No. 65 of 2023 Inre: O.A. No. 240 of 2022

Ex. JWO Nand Lal Yadav Applicant
By Legal Practitioner for the Applicant : Shri Sudhir Kumar Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Bipin Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents submits that the matter is pending before CDA for calculation of financial implications. He prays for and is granted further four week's time to file compliance affidavit failing which respondents shall deposit the cost of Rs. 5000/- in the Registry which shall be remitted to the applicant.4. Respondents are further directed to file an affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order.5. Respondents are also directed to deposit all the cost due against them by the next date of listing.6. List on 12.07.2024.7. Copy of the order be provided to the respondents as per rules. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1(SI. No. 2)

Ex-A. No. 68 of 2023 along with Ex-A No. 106 of 2024 with M.A. No. 311 of 2024
Inre: O.A. No. 239 of 2022

Ex. L/NK Sanjay Kumar Patel

Applicant

By Legal Practitioner for the Applicant : Shri Vijay Kumar Pandey, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Dr. Chet Narayan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present.2. Application u/r 25 of the AFT Procedure Rules, 2008 filed by the application is taken on record.3. Compliance affidavit has not been filed by the respondents. Cost has also not been deposited.4. Ld. Counsel for the respondents prays for and is granted four week's time to file reply on application filed by the applicant and also to file compliance affidavit failing which respondents shall deposit the cost of Rs. 5000/- in the Registry which shall be remitted to the applicant.5. Respondents are further directed to file an affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order.6. Respondents are also directed to deposit all the cost due against them by the next date of listing.7. List on 26.07.2024.8. Copy of the order be provided to the respondents as per rules. <p>(Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 3)

Ex-A. No. 200 of 2023 Inre: O.A. No. 631 of 2022

Ex. Sub. Umesh Singh Kushwaha Applicant
By Legal Practitioner for the Applicant : Shri V.P.Pandey, Advocate
Shri R.K. Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Amrita Chakraborty, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri V.P.Pandey, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four week's time to file compliance affidavit on payment of additional cost of Rs. 5000/- in the Registry which shall be remitted to the applicant.4. Respondents are further directed to file an affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order.5. Respondents are also directed to deposit all the cost due against them by the next date of listing.6. List on 25.07.2024.7. Copy of the order be provided to the respondents as per rules. <p>(Lt. Gen. Anil Puri) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

Ex-A. No. 216 of 2023 Inre: O.A. No. 829 of 2022

Ex Nk Hari Mohan Singh Applicant
By Legal Practitioner for the Applicant : Shri J.N. Mishra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Devesh Kumar Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing ShriJ.N. Mishra, Ld. Counsel for the applicant and Shri Devesh Kumar Mishra, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit as a last opportunity.4. List on 25.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 5)

Ex-A. No. 226 of 2023 Inre: O.A. No. 311 of 2022

Ex. Hav. Anil Kumar Applicant
By Legal Practitioner for the Applicant : Shri Vijay Kumar Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Deepti Prasad Bajpai, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit as a last opportunity.4. Respondents are further directed to file an affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order.5. List on 26.07.2024.6. Copy of the order be provided to the respondents as per rules. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 6)

Ex-A. No. 39 of 2024 Inre: T.A. No. 3 of 2023

Ex MWO Rajendra Prasad Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Shri A.K. Chaudhary, Advocate
Ms. Upasna Mishra, Advocate

Versus0

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing ShriRaj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit.4. List on 29.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 7)

Ex-A. No. 40 of 2024 Inre: O.A. No. 472 of 2023

Ex. WO Ram Prabesh Singh Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Adesh Kumar Gupta, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Adesh Kumar Gupta, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit.4. List on 29.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 8)

Ex-A. No. 41 of 2024 Inre: O.A. No. 573 of 2023

Ex. Nb. Sub. Sidh Nath Singh Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri R.C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.2. Compliance affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit.4. List on 29.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 9)

M.A. No. 248 of 2024 Inre: O.A. No. 1011 of 2022

Union of India & Others

Applicants

By Legal Practitioner for the Applicants : Ms. Deepti Prasad Bajpai, Advocate

Versus

Maj. (Retd) Avinash Belwal

Respondents

By Legal Practitioner for Respondents : Shri Parijaat Belaura, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <p>1. Ms. Deepti Prasad Bajpai, Ld. Counsel for the applicants – Union of India & Others is not present today. Shri Parijaat Belaura, Id. Counsel for the respondent is present.</p> <p>2. Ld. Counsel for the respondent (applicant in the O.A) submits that the copy of the recall application has not been provided to him.</p> <p>3. Ld. Counsel for the applicants is directed to provide a copy of recall application to the Opposite party within two weeks.</p> <p>4. List on 29.05.2024.</p> <p>(Lt. Gen. Anil Puri) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 10)

O.A. No. 180 of 2023 with M.A. No. 296 of 2024

Ex. Sep. Surendra Kumar Rai Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri , Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Amendment application moved by the applicant is taken on record.3. Heard the Ld. Counsel for the parties on amendment application and perused the records.4. Ld. Counsel for the applicant submits that through the counter affidavit filed by the respondents some new facts relating to grant of disability pension have come into the knowledge which are vital for adjudication of the case. Hence, he wants to amend the original application by way of adding Paragraphs 4.11-A, 4.11-B and 4.11-C in the petition and a para (a-i) in the prayer clause.5. In the interest of justice and taking into consideration that the amendments will not change the nature of the case, amendment application is allowed.6. Applicant is directed to carry out the proposed amendments within two weeks and provide the amended copy of the petition to the Opposite parties.7. List on 27.05.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

O.A. No. 882 of 2023

Ex. MWO (HFL) Nalini Kanta Mahapatra Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Kapil Sharma, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal , Ld. Counsel for the respondents.</p> <p>2. As per previous order dated 23.02.2024, opportunity to file counter affidavit is now closed.</p> <p>3. Respondents are directed to provide original documents relating to this case for perusal of the Bench on the next date of listing.</p> <p>4. List on 21.05.2024.</p> <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No.12)

O.A. No. 988 of 2023

Hav/ORAVangala Sreenivasa Reddy Applicant
By Legal Practitioner for the Applicant : Wg. Cdr. Ajit Kakkar (Retd), Advocate
Shri Manoj Kumar Awasthi, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.2. Today, it is the last opportunity to file counter affidavit but the same has not been filed.3. Ld. Counsel for the respondents prays for and is granted further three weeks time to file Counter Affidavit as a last opportunity failing which opportunity to file counter affidavit shall stand closed.4. List on 07.05.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 13)

O.A. No. 1112 of 2023

JWO Ritesh Kumar (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate
Shri Saurabh Yadav, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Bipin Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further two weeks time to file Counter Affidavit as a last opportunity.4. List on 08.05.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 14)

O.A. No. 1168 of 2023

Ex. Gdr. Himanshu Rajawat

Applicant

By Legal Practitioner for the Applicant : Shri Vijay Kumar Pandey, Advocate
Shri Dheerendra Kumar Agnihotri, Advocate
Shri Vishnu Kant Awasthi, Advocate
Shri Sandeep Tripathi, Advocate
Shri Girish Tiwari, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Namit Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant is present. Shri Namit Sharma, Ld. Counsel for the respondents is not present today.2. Counter affidavit has not been filed by the respondents.3. Departmental representative prays for and is granted further four weeks time to file Counter Affidavit.4. List on 03.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 15)

O.A. No. 1227 of 2023

Ex. L/NK Anil Singh Applicant
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Narendra Kumar Mishra, Advocate
Shri Rahul Dev Tripathi, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr.Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.2. Applicant was granted time to file rejoinder affidavit but the same has not been filed. Ld. counsel for the applicant prays for and is granted two weeks further time as a last opportunity to file rejoinder affidavit.3. List on 17.05.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 16)

O.A. No. 1255 of 2023

Ex.Hav. Bhagwant Singh Applicant
By Legal Practitioner for the Applicant : Shri Bhanu Pratap Singh Chauhan, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Arvind Kumar Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.4. List on 02.07.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 17)

O.A. No. 1257 of 2023

Ex. Sub. Baliram Kumar

Applicant

By Legal Practitioner for the Applicant : Shri Tatsat Shukla, Advocate
Shri Dhiraj Kumar, Advocate
Shri Rahul Pal, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Bipin Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Rahul Pal, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.4. List on 03.07.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 18)

O.A. No. 1274 of 2023

Ex HFO Santosh Kumar Tripathi Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Pradeep Kumar Mishra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Kavita Mishra , Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.4. List on 29.05.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 19)

O.A. No. 1308 of 2023 with M.A. No. 1873 of 2023

Ex Hav. Harisudan Thapa

Applicant

By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Rahul Dev Tripathi, Advocate
Shri Raghuvveer Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Applicant was granted time to file rejoinder affidavit but the same has not been filed. Ld. counsel for the applicant prays for and is granted two weeks further time as a last opportunity to file rejoinder affidavit.3. List on 10.05.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 20)

O.A. No. 1313 of 2023

Hav (MACP NB SUB) Abhay Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Bhanu Pratap Singh Chauhan, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Sunil Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.2. Counter affidavit filed by the respondents is taken on record.3. Ld. Counsel for the applicant is not inclined to file rejoinder affidavit.4. O.A is allowed.5. Detailed order on separate sheets.6. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 21)

O.A. No. 1337 of 2023

Ex WO Akhilesh Kumar Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra , Advocate
Shri Arvind Kumar Bhandari, Advocate
Shri Raj Dew Pathak, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Ram Saran Awasthi, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Ram Saran Awasthi, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further two weeks time to file Counter Affidavit.4. List on 30.04.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 22)

O.A. No. 1338 of 2023

Ex. Sub. Om Bir

Applicant

By Legal Practitioner for the Applicant : Shri K P Datta, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Asheesh Agnihotri, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri K P Datta, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.4. List on 30.05.2024. <p style="text-align: center;">(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 23)

O.A. No. 1345 of 2023

JWO Rajendra Pratap Singh (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Pradeep Kumar Mishra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Appoli Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.4. List on 01.05.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 24)

O.A. No. 1356 of 2023

Ex. NK Nagendra Singh Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate
Shri Prateek Mishra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Pushpendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further two weeks time to file Counter Affidavit as a last opportunity.4. List on 10.05.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 25)

O.A. No. 12 of 2024

Ex NK Pawan Kumar

Applicant

By Legal Practitioner for the Applicant : Shri K K Misra, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Anurag Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing none present for the applicant. Shri Anurag Mishra, Ld. Counsel for the respondents is present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents submits that para-wise comments have been received. He prays for and is granted further four weeks time to file Counter Affidavit as a last opportunity.4. List on 28.05.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 26)

O.A. No. 13 of 2024

Nb Sub Jalaluddin (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate
Shri Saurabh Yadav, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.4. List on 04.07.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 27)

O.A. No. 42 of 2024

Ex Rect Akash Singh (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Sudhir Kumar Singh, Advocate
Shri Abhishek Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Ashish Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.2. This O.A is listed for hearing on admission. The respondents have filed objection on maintainability of the O.A which is on record.3. Ld. Counsel for the respondents submits that applicant has not filed statutory/ non statutory petition under Army Act and has not availed alternate remedy. It has also been submitted that applicant was recruited on the basis of forged documents and correct address has not been mentioned in the Original Application. It has also been submitted that the applicant has been acquitted by the Court on the basis of reasonable doubts. He has not been acquitted on merits of the case.4. Ld. Counsel for the applicant contended that applicant has mentioned correct address in the O.A and this O.A is entertainable by this Tribunal. Merit of the case can be seen at the time of disposal of this matter on merit.5. The Registry has not raised any objection regarding address of the applicant. Since the applicant is a dismissed ex-serviceman, effect of judgement of acquittal of the applicant in criminal case passed by the Court and other objection raised by the respondents shall be considered at the time of hearing of the O.A on merit. The instant Original Application is entertainable by this Tribunal. The objections raised are disposed of accordingly. Legal points raised by the Ld. counsel for the applicant need consideration on merit.6. Case needs adjudication.7. Admit.

8. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.

9. List on **25.07.2024**.

(Lt. Gen. Anil Puri) (Justice Anil Kumar)

Member (A)

Member (J)

RK/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 28)

O.A. No. 87 of 2024 with M.A. No. 103 of 2024

Ex Hav Yashwant Singh Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate
Shri Anshuman Srivastava, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri J.N. Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri J N Mishra, Ld. Counsel for the respondents are present.2. Objection filed by the respondents is taken on record.3. Heard the Ld. Counsel for the parties.4. This original application has been filed for grant of disability pension to the applicant.5. There is a delay of 10 years 06 months and 01 day in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application.6. Ld. Counsel for the applicant submits that the delay in filing of the application is not deliberate but of the reasons stated in affidavit filed in support of delay condonation application.7. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.8. We have considered the submissions of Ld. Counsel for the parties and we find that the cause shown for the delay is sufficient. Further being pensionary matter and in view of the law laid down by the Hon'ble Apex Court in the case of Union of India and Others Vs. Tarsem Singh (2008 (8) SCC 646), delay is condoned. Delay condonation application stands disposed of. <p><u>O.A. No. 87 of 2024</u></p> <ol style="list-style-type: none">9. It is submitted by the Ld. Counsel for the applicant that applicant's claim has been wrongly rejected by the respondents.10. Case needs adjudication.

11. Admit.

12. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.

13. List on **30.07.2024**.

(Lt. Gen. Anil Puri) (Justice Anil Kumar)

Member (A)

Member (J)

RK/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 29)

O.A. No. O.A. No. 450 of 2021

Rect. Md. Nurulhoda Ansari Applicant
By Legal Practitioner for the Applicant : Shri Shrikant Mishra, Advocate
Shri Amarnath Tiwari, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Shrikant Mishra, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.2. Ld. Counsel for the applicant submits that Shri Amarnath Tiwari, Sr. counsel will argue this case and seeks adjournment. He undertakes that he will argue the case positively on the next date.3. At the request of Id. Counsel for the applicant, matter is adjourned with direction to the applicant's counsel to be present and positively argue the case on the next date.4. List on 18.07.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 30)

O.A. No. 82 of 2022

Rect. Harish Gangwar Applicant
By Legal Practitioner for the Applicant : Shri Ashok Kumar, Advocate
Shri Akhilesh Kumar Maurya, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri R.C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Ankur Rawat holding brief for Shri Ashok Kumar, Ld. Counsel for the applicant and Shri R.C.Shukla, Ld. Counsel for the respondents are present.2. Today, arguing counsel for the applicant is not present.3. Case is adjourned with direction to the Ld. Counsel for the applicant that on the next date, Id. Counsel for the applicant argue the case positively failing which the case shall be decided on the basis of the documents available on record.4. List for final hearing on 19.07.2024. <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 31)

O.A. No. 1087 of 2022

Ex. Cfn Kuldeep Singh Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>04.04.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. During the course of hearing, we observe that in para 3 of the Counter Affidavit the respondents have stated that <i>"the applicant was brought before RSMB dated 30 March 1997 at MH, Allahabad to re-assess his disability beyond 18 Apr 1997, the medical authority assessed the disability @50% for ten years"</i>.</p> <p>3. The PCDA (Pension), Allahabad accepted the claim of for disability @20% for three years and notified Corrigendum PPO dated 19.11.1997. The respondents have not filed the copy of RSMB dated 30.03.1997. Thereafter, the RSMB was held on 14.02.2000 wherein the applicant's disability was assessed @15-19% for life.</p> <p>4. We are of the considered opinion that the perusal of proceeding of RSMB held on 30.03.1997 is necessary for proper adjudication of the case. Therefore, respondents are directed to produce the copy of RSMB proceedings dated 30.03.1997 by the next date of fixed for perusal of the Bench.</p> <p>5. List on 12.07.2024.</p> <p>(Lt. Gen. Anil Puri) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>