

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

O.A. No. 758 of 2024

MWO Ram Jivan Dixit (Retd)
By Legal Practitioner for the Applicant : Shri Pankaj Kumar Shukla, Advocate

Versus

Union of India & Others
By Legal Practitioner for Respondents : Shri Kaushik Chatterjee, Advocate

Applicant
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. Memo of Appearance filed by ShriKaushik Chatterjee, 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.</div><div>2. Heard Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents and perused the record.</div><div>3. It is submitted by the Ld. Counsel for the applicant that applicant’s claim for the grant of disability element has been wrongly rejected by the respondents.</div><div>4. Case needs adjudication.</div><div>5. Admit.</div><div>6. 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.</div><div>7. List on 18.11.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div>

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

O.A. No. 759 of 2024 with M.A. No. 854 of 2024

Sgt. Abhishek Srivastava (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Mahendra Kumar Singh, 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>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Arvind Kumar Pandey, 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. 854 of 2024</u></p> <p>2. Heard Shri Mahendra Kumar Singh, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents and perused the documents available on record.</p> <p>3. This Original Application has been filed for grant of disability pension. There is delay of 01 year and 11months 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. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 759 of 2024</u></p> <p>4. It is submitted by the Ld. Counsel for the applicant that applicant’s claim for the grant of disability pension has been wrongly rejected by the respondents.</p> <p>5. Case needs adjudication.</p> <p>6. Admit.</p> <p>7. 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.</p> <p>8. List on 18.11.2024.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J) UKT/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl. No. 3)
O.A. No. 760 of 2024 with M.A. No. 855 of 2024
W.O Dushyant Kumar (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Abhay Kant Upadhyay, Advocate
Shri Madan Pal Vats, Advocate
Shri Raj Kumar Mishra, 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>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri J.N. 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.</p> <p><u>M.A. No. 855 of 2024</u></p> <p>2. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri J.N. Mishra, Ld. Counsel for the respondents.</p> <p>3. This Original Application has been filed for grant of disability pension. There is delay of 06 months and 09 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. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 760 of 2024</u></p> <p>4. It is submitted by the Ld. Counsel for the applicant that applicant’s claim for the grant of disability pension has been wrongly rejected by the respondents.</p> <p>5. Case needs adjudication.</p> <p>6. Admit.</p> <p>7. 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.</p> <p>8. List on 18.11.2024.</p> <p>9. Shri Abhishek Pandey has also filed his vakalatnama on behalf of applicant. His name be also shown as learned counsel for the applicant along with other counsels on the next date of listing.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J) UKT/-</p>

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

Dairy No. 345 of 2024

Leading Communication (EW) Sameer Kumar Swain Applicant
By Legal Practitioner for the Applicant : Shri Satendra Kumar Singh, Advocate
ShriShailendraKumar, Advocate
ShriBrijendra Kumar Verma, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Kaushik Chatterjee , Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Satendra Kumar Singh, Ld. Counsel for the applicant and Shri Kaushik Chatterjee, Ld. Counsel for the respondents are present.</p> <p>2. Heard the Id. Counsel for the parties and perused the records.</p> <p>3. Objection filed by the respondents is taken on record to which the reply, if any, may be filed by the applicant within two weeks.</p> <p>4. List on 23.09.2024.</p> <p>(Vice Admiral Atul Kumar Jain) (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. 2)

Ex-A. No. 203 of 2016 Inre: T.A. No. 39 of 2012

Selina John

Applicant

By Legal Practitioner for the Applicant : Maj. R.D. Singh (Retd), Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : ShriD.K. Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearingMaj. R.D. Singh (Retd), Ld. Counsel for the applicant and ShriD.K.Pandey, Ld. Counsel for the respondents.</div><div>2. Learned counsel for the respondents submits that order of the Tribunal has been complied with and applicant has been paid Rs. 60,00000/- with interest. He prays for and is granted four weeks’ time to file compliance report.</div><div>3. List on 17.09.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 3)

Ex-A. No. 289 of 2022 Inre: O.A. No. 552 of 2021

Ex. Hav. Ram Prasad Singh
By Legal Practitioner for the Applicant : ShriPankaj Kumar Shukla, Advocate

Versus

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

Applicant
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing ShriPankaj Kumar Shukla, Ld. Counsel for the applicant and ShriArun Kumar Sahu, Ld. Counsel for the respondents.</div><div>2. Affidavit from responsible officer on status report filed by the respondents is taken on record. Compliance report has not been filed. Learned counsel for the respondents submits that in compliance of order passed by the Tribunal, Govt sanction has been received on 24.06.2024. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 04.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div></div>

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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 4)

Ex-A. No. 361 of 2022 Inre: 32 of 2022

Ex. NkPrabhuNathTiwari Applicant
By Legal Practitioner for the Applicant : ShriK P Datta, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : ShriShyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>06.08.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri K P Datta, Ld. Counsel for the applicant and Maj Naman Gupta, Departmental Representative for the respondents are present.</p> <p>2. Compliance report has not been filed. Affidavit of responsible officer on status report has not been filed. Cost has also not been deposited. Learned counsel for the respondents submits that compliance of order under execution is in process. He prays for further four weeks' time to comply the order and file compliance report.</p> <p>3. As prayed, four weeks' further time is granted to comply the order and file compliance report on payment of additional cost of Rs 10,000/- which shall be remitted to the applicant. Respondents are also directed to deposit balance cost imposed earlier.</p> <p>4. List on 04.11.2024.</p> <p>5. Copy of this order be provided to learned counsel for the respondents free of cost.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J) UKT/-</p>

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

Ex-A. No. 310 of 2023 Inre : O.A. No. 206 of 2019

Smt. Savitri Chand, W/o Late Ex. Nb Sub. Rami Chand Rajan
By Legal Practitioner for the Applicant : In Person

Versus

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

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Dr.Gyan Singh, Ld. Counsel for the respondentsis present.</div><div>2. Son of the applicantShri Rajiv Chand has filed application for exemption of presence. Affidavit in support of reply to objection filed on behalf of the applicant is taken on record. It is submitted in affidavit that all documents have been forwarded to Records BEG Roorkee throughDistrict Soldier Board.</div><div>3. Learned counsel for the respondents prays for and is granted four weeks’ time to file reply.</div><div>4. List on 24.09.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div></div>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 6)

Ex.A. No. 486 of 2023 Inre: O.A. No. 941 of 2022

Ex. WO (HFL) Ram Murti
By Legal Practitioner for the Applicant : ShriRama Kant, Advocate

Versus

Union of India & Others
By Legal Practitioner for Respondents : ShriRajiv Pandey, Advocate

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing ShriRama Kant, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</div><div>2. Affidavit from responsible officer on status report has not been filed by the respondents. Compliance report has not been filed. Learned counsel for the respondents submits that respondents intend to file writ petition against the order of this Tribunal before Hon’ble High Court.He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 08.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div>

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

Ex-A. No. 497 of 2023 Inre: O.A. No. 585 of 2023

Ex. Sub. BasappaGurappaRudrapuri
By Legal Practitioner for the Applicant : ShriK K Singh Bisht, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing ShriK K Singh Bisht, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</div><div>2. Affidavit from responsible officer on status report has not been filed by the respondents. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 08.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div></div>

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

Ex-A. No. 498 of 2023 Inre: O.A. No. 177 of 2023

Ex. Sigmn Ajay Kumar
By Legal Practitioner for the Applicant : ShriK K Singh Bisht, Advocate

Versus

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

Applicant
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearingShriK K Singh Bisht, Ld. Counsel for the applicant and ShriAlok Kumar Mishra, Ld. Counsel for the respondentsare present.</div><div>2. Affidavit from responsible officer on status reportfiled by the respondents is taken on record. In this case writ petition against the order of this Tribunal has already been filed before Hon’ble High Court but there is no stay order. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 08.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 9)

Ex-A. No. 7 of 2024 Inre: O.A. No. 40 of 2022

PO PCI Executive AmanatTullah

By Legal Practitioner for the Applicant : ShriV.P.Pandey, Advocate
Shri R.K. Singh, Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents : ShriAmitJaiswal, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing ShriV. P. Pandey, Ld. Counsel for the applicant and ShriAmitJaiswal, Ld. Counsel for the respondents assisted by Cdr Aditya Deep Singh Departmental representative from Navy are present.</div><div>2. Affidavit from responsible officer on status report has not been filed by the respondents. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 27.09.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>UKT/-</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div>

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

Ex-A. No. 35 of 2024 Inre: O.A. No. 447 of 2023

Ex.Hav. Gajendra Singh Bhadauria
By Legal Practitioner for the Applicant : ShriKeshav Sharma, Advocate

Versus

Union of India & Others
By Legal Practitioner for Respondents : ShriJ N Mishra, Advocate

Applicant
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing ShriKeshav Sharma, Ld. Counsel for the applicant and ShriJ N Mishra, Ld. Counsel for the respondents are present.</div><div>2. Affidavit from responsible officer on status report has not been filed by the respondents. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 12.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div></div>

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

Ex-A. No. 36 of 2024 Inre: O.A. No. 623 of 2023

JWO PrabhaKhantTrivedi (Retd)
By Legal Practitioner for the Applicant : ShriKeshav Sharma, Advocate

Versus

Union of India & Others
By Legal Practitioner for Respondents : ShriD.K.Pandey, Advocate

Applicant
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing ShriKeshav Sharma, Ld. Counsel for the applicant and ShriD. K Pandey, Ld. Counsel for the respondents are present.</div><div>2. Affidavit from responsible officer on status report has not been filed by the respondents. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 12.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div></div>

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

Ex-A. No.79 of 2024 Inre: T.A. No. 72 of 2022

Cmde V K Madhusoodanan (Retd)
By Legal Practitioner for the Applicant : ShriVinayPandey, Advocate

Applicant

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

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing ShriVinayPandey, Ld. Counsel for the applicant and Ms.Prerna Singh, Ld. Counsel for the respondents assisted by Cdr Aditya Deep Singh, from Navy are present.</div><div>2. Affidavit from responsible officer on status report has not been filed by the respondents. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 12.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div>

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

Ex-A. No. 80 of 2024 Inre: T.A. No. 15 of 2022

Ex. MWO (HFO) KeshavDev Sharma
By Legal Practitioner for the Applicant : ShriVinayPandey, Advocate
ShriDevendra Kumar, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents : ShriShyam Singh, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing ShriVinayPandey, Ld. Counsel for the applicant and ShriShyam Singh, Ld. Counsel for the respondents are present.</div><div>2. Affidavit from responsible officer on status report has not been filed by he respondents. Compliance report has not been filed. Learned counsel for the respondents submits that compliance of order passed by the Tribunal is in process. He prays for further four weeks’ time to comply the order and file compliance report.</div><div>3. As prayed, four weeks’ further time is granted to comply the order and file compliance report/ affidavit of responsible officer on status report, failing which respondents are directed to deposit the cost of Rs 5,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 12.11.2024.</div><div>5. Copy of this order be provided to learned counsel for the respondents free of cost.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div>

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

O.A. No. 802 of 2023

Ex. Hony. Sub Lt. MCPO MI Jai Singh

Applicant

By Legal Practitioner for the Applicant : ShriVinayPandey, Advocate
ShriVedPrakash,Advocate
ShriDevendra Kumar, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : ShriRajiv Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><u>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’bleVice Admiral Atul Kumar Jain, Member (A)</u></div><div><div>1. On the case being taken up for hearing ShriVinayPandey, Ld. Counsel for the applicant and ShriRajiv Pandey, Ld. Counsel for the respondents are present.</div><div>2. Learned counsel for the applicant submits that he will not file rejoinder affidavit in this case.</div><div>3. Pleadings are complete.</div><div>4. List on 21.08.2024 for final hearing.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>UKT/-</div></div></div>

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

O.A. No. 939 of 2023

Ex. Rect. Arun Kumar& Others
By Legal Practitioner for the Applicants : Shri Veer Raghav Chaubey, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Veer Raghav Chaubey, Ld. Counsel for the applicant is present before the Court and Dr.Shailendra Sharma Atal, Ld. Counsel for the respondents is present through video conferencing.</div><div>2. Despite availing several opportunities and even two last opportunities, counter affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents submits that the name of the applicant has been wrongly printed in the cause list as Arun Kumar instead of Arun Tomar. Registry is directed to correct the name of the applicant accordingly, in the future cause list.</div><div>4. Ld. Counsel for the respondents prays for further four weeks time to file counter affidavit.</div><div>5. In the interest of justice, one more last opportunity of four weeks is granted to the respondents to file counter affidavit.</div><div>6. List on 24.09.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div><div>RK/-</div></div>

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

O.A. No. 965 of 2023

Ex.(AA) Sonveer SinghApplicant
By Legal Practitioner for the Applicant : Shri Dharam Raj Singh, Advocate
ShriShyam Sunder Bajpai. Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Dharam Raj Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</div><div>2. Despite availing several opportunities and even last opportunity, Counter affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents prays for and is granted further two weeks time to file Counter Affidavit failing which respondents shall deposit the cost of Rs. 4000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 11.09.2024</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A)Member (J)</div></div><div>RK/-</div></div>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 17)

O.A. No. 1247 of 2023

Ex. Cadet MilindMenon

Applicant

By Legal Practitioner for the Applicant : Shri Parijaat Belaura, 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>06.08.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none"> 1. On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present through video conferencing. 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 22.10.2024. <p>(Vice Admiral Atul Kumar Jain) (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. 1425 of 2023

Lt. Col. Dhiraj Kandpal
By Legal Practitioner for the Applicant : Shri J L Joel, Advocate

Versus

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

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri J L Joel, Ld. Counsel for the applicant is present through video conferencing and Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present before the Court.</div><div>2. Counter affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.</div><div>4. List on 06.11.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div><div>RK/-</div></div>

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

O.A. No. 1427 of 2023

Lt. Col. Liladhar Joshi (Retd)
By Legal Practitioner for the Applicant : Shri R.K. Singh, Advocate
ShriV.P.Pandey, Advocate
Shri Deepak Bhatt, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents : ShriRajesh Shukla, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri R.K. Singh, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents submits that para-wise comments are still awaited. He prays for and is granted further four weeks time to file Counter Affidavit as a last opportunity.</div><div>4. List on 06.11.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div> <div>RK/-</div>

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

O.A. No. 1433 of 2023

Ex. Dfr/Hav Suresh Kumar
By Legal Practitioner for the Applicant : Shri Ashok Kumar, Advocate

Versus

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

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Ashok Kumar, Ld. Counsel for the applicant is not present today. Ms. Anju Singh, Ld. Counsel for the respondents is present through video conferencing.</div><div>2. Counter affidavit filed by the respondents is taken on record. Rejoinder affidavit, if any, may be filed by the applicant within two weeks.</div><div>3. List on 30.08.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div><div>RK/-</div></div>

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

O.A. No. 1440 of 2023

L/NK Anil Singh Chauhan (Retd)
By Legal Practitioner for the Applicant :

Shri Tatsat Shukla, Advocate
ShriDhiraj Kumar, Advocate
Shri Rahul Pal, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents :

Shri G S Sikarwar, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><u>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></div><div><div>1. On the case being taken up for hearing none present for the applicant. Shri G S Sikarwar, Ld. Counsel for the respondents is present through video conferencing.</div><div>2. Counter affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents submits that para-wise comments are still awaited. He prays for and is granted last opportunity of further four weeks time to file Counter Affidavit.</div><div>4. List on 04.11.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)</div><div>RK/-</div></div></div>

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

O.A. No. 1503 of 2023

Shailendra Sharma POELA (Retd)
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

Versus

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

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant is present through video conferencing and Shri Arun Kumar Sahu, Ld. Counsel for the respondents is present before the Court.</div><div>2. Counter affidavit has not been filed by the respondents.</div><div>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.</div><div>4. List on 24.09.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div><div>RK/-</div></div>

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

O.A. No. 1510 of 2023

Ex. DRA 3, Rabi Sankar Debta
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents : Shri Kaushik Chatterjee, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant is present through video conferencing and Shri Kaushik Chatterjee, Ld. Counsel for the respondents is present before the Court.</div><div>2. Counter affidavit has not been filed by the respondents.</div><div>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.</div><div>4. List on 09.09.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div> <div>RK/-</div>

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

O.A. No. 26 of 2024

HAV /STA Vikas Kumar Kaushik

Applicant

By Legal Practitioner for the Applicant : Mohd. Zafar Khan, Advocate
ShriVishwanth Kumar, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1.</div><div>On the case being taken up for hearing Mohd. Zafar Khan, Ld. Counsel for the applicant is present through video conferencing.Dr. Gyan Singh, Ld. Counsel for the respondents is not present today.</div></div><div><div>2.</div><div>Applicant was granted time to file rejoinder affidavit which has not been filed. Ld. Counsel for the applicant submits that he is not inclined to file rejoinder affidavit.</div></div><div><div>3.</div><div>List this case for final hearing on 08.10.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div><div>RK/-</div></div>

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

O.A. No. 132 of 2024 with M.A. No. 154 of 2024

MWO BrajeshDubey (Retd)
By Legal Practitioner for the Applicant :

Applicant
Shri Abhay Kant Upadhyay, Advocate
ShriMadan Pal Vats, Advocate
Shri Raj Kumar Mishra, Advocate

Versus

Union of India & Others
By Legal Practitioner for Respondents :

Respondents
Shri Rajiv Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</div><div>2. There is a delay of 11 years and 15 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>3. Ld. Counsel for the respondents has filed objection on delay condonation application which is taken on record.</div><div>4. 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. He submitted that RMB papers and the letter of rejection of disability pension dated 02.12.2010 were not available to him and he obtained the same through RTI which he received in October 2023 itself. He further submitted that after retirement, the applicant was involved in some domestic problems and due to ailment of his parents and wife, applicant could not approach the Tribunal.</div><div>5. Applicant’s counsel also urged that the instant case has been filed for grant of disability pension for which law of limitation does not apply. He relied upon the judgement passed by the Hon’ble Supreme Court in the case of UoI Vs Tarsem Singh & Another (MANU/SC/7676/2008).</div><div>6. Ld. Counsel for the respondents vehemently opposed the submissions of the Id. Counsel for the applicant and submitted that the delay has not been properly and satisfactorily explained on day-to-day basis. The applicant has not provided any reasonable ground for explaining the reasons for delay in approaching this Tribunal. He placed reliance on the judgements passed by the Hon’ble Supreme Court in the following cases:</div></div>

	<div><div><div>(i) N. Balakrishnan Vs. M. Krishnamurthy (1998) 7 SCC 123.</div><div>(ii) C. Jacob Vs. Director of Geology and Mining and Another reported in (2008) 10 SCC 115.</div><div>(iii) Union of India &Ors. Vs. Rajwanti.</div><div>(iv) Basawaraj and Another Vs. Special Land Acquisition Officer.</div></div><div><div>7. 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.</div><div><u>O.A. No. 132 of 2024</u></div><div><div>8. It is submitted by the Ld. Counsel for the applicant that applicant’s claim has been wrongly rejected by the respondents.</div><div>9. Case needs adjudication.</div><div>10. Admit.</div><div>11. 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.</div><div>12. List on 19.11.2024</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>RK/-</div></div></div></div>
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Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 26)

O.A. No. 428 of 2024

Ex. Sub. Ram Sharan Singh Tomar
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate

Versus

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

Applicant
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Counter Affidavit.</div><div>4. List on 06.11.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>RK/-</div></div></div>

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

O.A. No. 566 of 2024 with M.A. No. 647 of 2024

Ex. Hav. Girja Shankar Tiwari
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Narendra Kumar Mishra, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents : Shri Asheesh Agnihotri, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. List revised.</div><div>2. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant is not present today. Shri Asheesh Agnihotri, Ld. Counsel for the respondents is present through video conferencing.</div><div>3. None is present for the applicant even in the revised call. Last opportunity is granted to the applicant to argue the matter on the admissibility of this case.</div><div>4. List on 20.09.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div><div>RK/-</div></div></div>

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

O.A. No. 700 of 2024 with M.A. No. 797 of 2024

Ex. Sgt. Ravi Prakash Singh

Applicant

By Legal Practitioner for the Applicant : Shri Vijay Kumar Pandey, 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
	<div><div>06.08.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</div><div>2. This O.A has been filed for grant of disability element @58.10% and its rounding of to 75% for life to the applicant.</div><div>3. Heard Ld. Counsel for the parties and perused the records.</div><div>4. At the outset, Learned counsel for the applicant submitted that the instant O.A. may be disposed of at this stage by directing the respondents to decide the representation/Appeal preferred by the applicant 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 dated 28.01.2024 of the applicant attached as Annexure A-2 to this O.A. which may be decided by the Respondents by way of reasoned and speaking order within a stipulated period of time.</div><div>5. Learned counsel for the respondentsfiled objection with regard to maintainability of this O.A which is taken on record. He submits that the applicant has made appeal on 28.01.2024 and has filed the instant O.A on 12.07.2024. Hence, O.A is not maintainable as it is premature.</div><div>6. He further submits that at this stage, he has no objection to the submission of the applicant's counsel to decide the appeal of the applicant.</div><div>7. In view of the above innocuous prayer of the applicant, respondents/competent authority is directed to consider and decide the representation/appeal dated 28.01.2024 of the applicant (Annexure A-2) 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.</div></div>

	<div>8. It is made clear that nothing has been commented upon the merits of the case.</div> <div>9. Applicant shall be at liberty to approach proper forum if he is not satisfied with the decision of the respondents passed on his representation/appeal.</div> <div>10. The OA is disposed of accordingly.</div> <div>11. Copy of the order be provided to the Id. counsel for the parties.</div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div> <div>RK/-</div>
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Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 29)

R.A. No. 26 of 2024 with M.A. No. 658 of 2024 Inre O.A. No. 1297 of 2023

Lt. Col. Mukesh Kumar (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 : Shri R. C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</div><div>2. Heard the parties and perused the records.</div><div>3. For adjudication of this case, we are of the view that it would be appropriate to direct the respondents to file their detailed objection against this Review application.</div><div>4. Accordingly, respondents are directed to file the objection, if any, within two weeks.</div><div>5. List on 10.09.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 30)

O.A. No. 687 of 2022

Ex. Sigmn Brahm Prakash Pandey Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Rajesh Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>06.08.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none"> 1. List revised. 2. On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present. 3. Heard the Id. Counsel for the parties at length. 4. List this case as Part Heard for further hearing on 24.09.2024. <p>(Vice Admiral Atul Kumar Jain) (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. 31)

O.A. No. 117 of 2023

Ex. WO Bal Chand Yadav
By Legal Practitioner for the Applicant : Col. Ashok Kumar (Retd), Advocate
Shri Rohit Kumar, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shir Manoj Kumar Awasthi holding brief for Shri Rohit Kumar, Ld. Counsel for the applicant is present before the Court and Shri Amit Jaiswal, Ld. Counsel for the respondents is present through video conferencing.</div><div>2. Ld. Counsel appearing on behalf of the applicant submits that arguing counsel in this case is out of station. He requested for adjournment.</div><div>3. Accordingly, case is adjourned.</div><div>4. List on 08.10.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div><div>RK/-</div></div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 32)

O.A. No. 508 of 2023

Ex. Sep. Dhanoj Kumar Yadav Applicant
By Legal Practitioner for the Applicant : Shri Rahul Mishra, Advocate
Shri Vatsaly Srivastava, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Rajeev Narayan Pandey, Advocate
Shri Ashutosh Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Rahul Mishra, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, and Shri Ashutosh Kumar Srivastava Ld. Counsel for the respondents are present.</p> <p>2. This case is listed today for final hearing but the Id. Counsel for the applicant submits that he intends to file an amendment application regarding amendment in the prayer clause.</p> <p>3. As prayed by the Id. Counsel for the applicant, two weeks time is granted to move amendment application.</p> <p>4. List on 02.09.2024.</p> <p>(Vice Admiral Atul Kumar Jain) (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. 33)

O.A. No. 1251 of 2023

Ex. NK Jitander 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 Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>06.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing none present for the applicant. Shri Yogesh Kesarwani, Ld. Counsel for the respondents is present through video conferencing.</p> <p>2. List on 23.10.2024.</p> <p>(Vice Admiral Atul Kumar Jain) (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. 34)

O.A. No. 1379 of 2023

Ex. Sigmn Deepak Kumar Sharma 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 Manu Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>06.08.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, 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 is present before the Court and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents is present through video conferencing. 2. Pleadings are complete. 3. Heard the Id. Counsel for the parties and perused the records. 4. O.A is Dismissed on merit. 5. Detailed order on separate sheets. 6. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of. <p>(Vice Admiral Atul Kumar Jain) (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. 35)

O.A. No. 1429 of 2023

Ex. Rect. Sachin Kumar

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 Ram Saran Awasthi, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>06.08.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Ram Saran Awasthi, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. This O.A has been filed for grant of benefits of disability pension to the applicant from the next date of his discharge.</div><div>3. Ld. Counsel for the respondents has filed objection to the maintainability of this original application which is taken on record. The reply has also been filed by the applicant which is also taken on record.</div><div>4. It is the submitted by the respondents' counsel that applicant has stated that he has preferred first appeal dated 05.07.2023 against the order dated 21.06.2023 but any proof of the same has not been filed.</div><div>5. In reply to the objection raised by the Id. counsel for the respondents, Id. counsel for the applicant submitted that first appeal was sent on 05.07.2023 by registered post but the applicant is not in possession of the registry receipt, therefore, the same could not be annexed. He further submitted that the applicant sent reminders to the aforesaid appeal on 09.11.2023 through registered post, copy of the receipt has been annexed as Annexure-1 to the affidavit filed in support of the reply to objection.</div><div>6. We have considered the submissions of Ld. Counsel for the parties and perused the records.</div><div>7. Perusal of the records reveals that the reminder to the appeal has been sent on 09.11.2023 wherein the copy of the appeal dated 05.07.2023 was enclosed. Further, the said reminder has been sent by Registered post, receipt of which has been annexed.</div><div>8. In view of above, objections raised by the respondents are rejected.</div><div><div>O.A. No. 1429 of 2024</div></div></div></div>

	<p>9. It is submitted by the Ld. Counsel for the applicant that applicant's claim for grant of disability pension has wrongly been rejected by the respondents.</p> <p>10. Case needs adjudication.</p> <p>11. Admit.</p> <p>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.</p> <p>13. List on 19.11.2024.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>
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Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 36)

O.A. No. 260 of 2024

Ex. DFR Shekhar Kumar
By Legal Practitioner for the Applicant : Shri K P Datta, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri K P Datta, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present.</div><div>2. Pleadings are complete.</div><div>3. Heard the Id. Counsel for the parties and perused the records.</div><div>4. O.A is Partly Allowed.</div><div>5. Detailed order on separate sheets.</div><div>6. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)</div><div>Member (A) Member (J)</div></div> <div>RK/-</div>