

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

Ex. A. No. 443 of 2024 Inre: O.A. No. 905 of 2023

Ex. Sub. D.S. Parihar
By Legal Practitioner for the Applicant : Shri Satya Narayan Mishra, Advocate
Shri Pradeep Kumar Shukla, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 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.</div><div>2. Heard Shri Satya Narayan Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents and perused the records.</div><div>3. This is a fresh execution application filed for implementation of order dated 03.04.2024 of this Tribunal passed in Original Application No. 905 of 2023.</div><div>4. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.</div><div>5. List on 28.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>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. 2)
Ex.A. No. 444 of 2024 Inre: O.A. No. 1187 of 2023

Ex. Nb. Ris Sudhi Ram Yadav
By Legal Practitioner for the Applicant : Shri Satya Narayan Mishra, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 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.</div><div>2. On the case being taken up for hearing Shri Satya Narayan Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</div><div>3. On the request of Id. Counsel for the applicant, case is adjourned.</div><div>4. List on 04.12.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>RK/-</div></div> <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 (Suppl. No. 3)

M.A. No. 1238 of 2024 Inre: O.A. No. 307 of 2024

Ex. Sep. Ashok Kumar Singh

Applicant

By Legal Practitioner for the Applicant : Shri K K S Bisht , Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Ashish Agnihotri , Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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>Memo of Appearance filed by Shri Ashish Agnihotri, 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><div><div>2.</div><div>On call of the case Shri RK Singh, holding brief of Shri KKS Bisht, Ld. Counsel for the applicant and Shri Ashish Agnihotri, Ld. Counsel for the respondents are present.</div></div><div><div>M.A. No 1238 of 2024</div><div><div>3.</div><div>This application has been filed by the applicant through his counsel Shri KKS Bisht for withdrawal of O.A. No 307 of 2024 filed by his counsel Shri Ajit Kakkar and Shri Manoj Kumar Awasthi which is listed today for hearing. Shri Manoj Kumar Awasthi, submits that he and Shri Ajit Kakkar are withdrawing their vakalatnama filed on behalf of applicant. in O.A. No 307 of 2024. Shri Manoj Kumar Awasthi has also endorsed his No Objection on vakalatname filed by Shri KKS Bisht alongwith Misc Application.</div></div><div><div>4.</div><div>Briefly stated facts of the case are that the applicant was invalidated out from service in low medical category. His claim for grant of disability pension was rejected. The applicant filed O.A. No 664 of 2017 before this Bench through his counsel Shri KKS Bisht which was allowed vide order dated 01.07.2021 and applicant was granted dsability pension @ 40% which was rounded of to 50% but till date no amount has been credited in his bank account. Applicant was not aware that his Original Application No 664 of 2017 was allowed on 01.07.2021. Due to COVID-19 he could not contact his counsel, Shri KKS Bisht.</div></div><div><div>5.</div><div>In May 2024, the applicant contacted Mr Ajit Kakkar and Shri Manoj Kumar Awasthi for filing O.A. claiming disability pension as such another O.A. No 307 of 2024 was filed before this Tribunal. In the meantime</div></div></div></div>

applicant met his earlier counsel Shri KKS Bisht who informed him that his earlier O.A. No 664 of 2017 was allowed and he has also filed Ex Application No 262 of 2024 before this Tribunal for compliance of order dated 01.07.2021. The applicant tenders unconditional apology for the mistake and has filed this Misc Application for withdrawal of O.A. No 307 of 2024. Learned counsel for the respondents has no objection.

6. We have heard learned counsel for the parties and perused the record.
7. Since O.A. No 664 of 2017 filed by the applicant for grant of disability pension through his counsel Shri KKS Bisht was allowed on 01.07.2021, another O.A. bearing No 307 of 2024 filed by the applicant through Shri Ajit Kakkar and Manoj Kumar Awasthi for the same prayer cannot be entertained. Moreover, Shri Manoj Kumar Awasthi, submits he was not aware about earlier O.A. No 664 of 2017, hence fresh O.A. No 307 of 2024 was filed. Now he submits that he is no counsel of the applicant in O.A. No 307 of 2024 and he has submitted his No Objection in writing.
8. In view of the facts stated above, Misc Application No 1238 of 2024 is **allowed** and O.A. No 307 of 2024 is **dismissed** as withdrawn.
9. Copy of this order be placed for record in case file O.A. No 307 of 2024.

(Vice Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)
UKT/-	

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

DY. No. 345 of 2024

Leading Communication (EW) Sameer Kumar SwainApplicant
By Legal Practitioner for the Applicant : Shri Satendra Kumar Singh, Advocate
Shri Shailendra Kumar, Advocate
Shri Brijendra Kumar Verma, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div>11.11.2024 Hon’ble Mr. Justice Anil Kumar, Member (J) Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>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.</div> <div>2. In this case, Registry has raised defect with regard to address proof of the applicant. Several opportunities have been granted to the applicant to rectify the defect. Ld. Counsel for the applicant has filed tenancy agreement to which the respondents have also filed objection. Respondents have raised objection with regard to territorial jurisdiction.</div> <div>3. Heard the Id. Counsel for the parties on admissibility of the case and perused the records.</div> <div>4. Perusal of the documents reveals that the applicant is permanent resident of State of Orissa. It has also been revealed that the applicant is still in service and his last place of posting is INS, India, New Delhi.</div> <div>5. We have considered the submissions made by the learned counsel for the parties.</div> <div>6. Rule 6 of the Armed Forces Tribunal (Procedure) Rules, 2008, which pertains to “place of filing application”, is reproduced as under:<div>“6. <u>Place of filing application</u>.— (1) An application shall ordinarily be filed by the applicant with the Registrar of the Bench within whose jurisdiction—<div>(i) the applicant is posted for the time being, or was last posted or attached; or</div><div>(ii) where the cause of action, wholly or in part, has arisen”</div></div></div>

	<p>7. In the instant case, the last place of posting of the applicant is INS India, New Delhi, hence, no case has been made out by the applicant for admission of the case before this Tribunal. The O.A is barred by territorial jurisdiction. Accordingly, the case is dismissed at the admission stage itself. However, applicant shall be at liberty to approach the appropriate forum/Bench.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) 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. 2)

Ex.A. No. 230 of 2022 Inre: O.A. No. 93 of 2021

Ex.Nk Birja Bhar Ram

By Legal Practitioner for the Applicant : Shri Prashant Kumar Singh, Advocate

Applicant

Versus

Union of India & Others

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div>11.11.2024</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><div>1. On the case being taken up for hearing Shri Prashant Kumar Singh, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. This execution case is pending for implementation of the order dated 11.10.2021. Several opportunities have been availed by the respondents but the order has not been complied with. Compliance affidavit has not been filed by the respondents. Cost of Rs. 25,000/- due against the respondents has also not been deposited. Status report of the case has also not been filed.</div><div>3. Ld. Counsel for the respondents prays for and is granted further four week’s time to file compliance affidavit and an affidavit with regard to the present status of the case, on payment of additional cost of Rs. 20,000/- in the Registry which shall be remitted to the applicant failing which ADG-PS, IHQ, MoD shall remain present before this Tribunal through virtual mode to explain the cause of delay in implementation of the order.</div><div>4. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>5. List on 21.02.2025.</div><div>6. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>

RK/-

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

Ex .A. No. 355 of 2022 Inre: O.A. No. 864 of 2021

Ex.Hav. Tekawade Santosh Bapurao

By Legal Practitioner for the Applicant : Shri K K S Bisht , Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents : Shri Manu Kumar Srivastava, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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 RK Singh holding brief for Shri KKS Bisht, 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.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. Compliance affidavit has not been filed by the respondents. Departmental Representative submits that cost has been deposited in the Registry.</div><div>4. Ld. Counsel for the respondents prays for and is granted further four week’s time to file compliance affidavit/ stay order, if any, on payment of additional cost of Rs. 10,000/- in the Registry which shall be remitted to the applicant.</div><div>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>6. List on 21.02.2025.</div><div>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>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.4)

Ex .A. No. 358 of 2022 Inre: T.A. No. 5 of 2022

Lt. Col. Amar Singh (Retd)

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 Rajeev Narayan Pandey, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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 Rohit Kumar, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. Despite availing several opportunities, Compliance affidavit has not been filed by the respondents.</div><div>4. Ld. Counsel for the respondents submits that a writ petition is being filed against the order of this Tribunal before the Hon'ble High Court. He prays for and is granted further four week's time to file compliance affidavit/ stay order, if any, on payment of additional cost of Rs. 15,000/- in the Registry which shall be remitted to the applicant.</div><div>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>6. List on 24.02.2025.</div><div>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>
	RK/-

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

Ex.A. No. 32 of 2023 Inre: O.A. No. 865 of 2021

Col (TS) Ezajullah Ansari (Retd)

By Legal Practitioner for the Applicant : Shri S G Singh, Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents : Shri Anurag Mishra, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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 Anand Kumar Yadav holding brief for Shri S G Singh, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. Compliance affidavit has not been filed by the respondents. Cost due against the respondents has also not been deposited.</div><div>4. Ld. Counsel for the respondents prays for and is granted further four week's time to file compliance affidavit/ stay order, if any, on payment of additional cost of Rs. 15,000/- in the Registry which shall be remitted to the applicant.</div><div>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.</div><div>6. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>7. List on 24.02.2025.</div><div>8. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>
	RK/-

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

Ex.A. No. 374 of 2023 Inre: O.A. No. 170 of 2023

Ex MWO Ramesh Chandra Prajapati

Applicant

By Legal Practitioner for the Applicant : Shri Keshav Sharma, 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
	<div><div><div>11.11.2024</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 Keshav Sharma, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. Compliance affidavit has not been filed by the respondents.</div><div>4. Ld. Counsel for the respondents submits that a writ petition has been filed against the order of this Tribunal before the Hon'ble High Court. He prays for and is granted further four week's time to file compliance affidavit/ stay order, if any, on payment of additional cost of Rs. 15,000/- in the Registry which shall be remitted to the applicant.</div><div>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.</div><div>6. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>7. List on 25.02.2025.</div><div>8. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>
	RK/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 7)

Ex.A. No. 375 of 2023 Inre: O.A. No. 127 of 2023

Ex JWO Vinod Kumar Tiwari

Applicant

By Legal Practitioner for the Applicant : Shri Keshav Sharma, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Anurag Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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 Keshav Sharma, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. Compliance affidavit has not been filed by the respondents. Cost due against the respondents has also not been deposited.</div><div>4. Ld. Counsel for the respondents prays for and is granted further four week's time to file compliance affidavit / stay order, if any, on payment of additional cost of Rs. 10,000/- in the Registry which shall be remitted to the applicant.</div><div>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>6. List on 25.02.2025.</div><div>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>
	RK/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 8)

Ex.A. No. 69 of 2024 Inre: O.A. No. 208 of 2022

Hony. Lt. Lal Bahadur Singh 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>11.11.2024</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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present through video conferencing. 2. Heard the Id. Counsel for the parties and perused the records. 3. It is submitted that the order of this Tribunal under implementation has been stayed by the Hon'ble High Court. 4. List on 27.02.2025. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="388 1545 823 1612" style="text-align: center;"> (Vice Admiral Atul Kumar Jain) Member (A) </div> <div data-bbox="1073 1545 1364 1612" style="text-align: center;"> (Justice Anil Kumar) Member (J) </div> </div> <p>RK/-</p>

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

Ex.A. No. 103 of 2024 Inre: T.A. No. 21 of 2023

Ex Sgt. Ravindra Nath Mishra

By Legal Practitioner for the Applicant :

Shri Raj Kumar Mishra, Advocate

Ms. Upasna Mishra, Advocate

Shri Vinay Swaroop Mishra, 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>11.11.2024</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. Compliance affidavit has not been filed by the respondents.</div><div>4. Ld. Counsel for the respondents submits that a writ petition is being filed against the order of this Tribunal before the Hon’ble High Court. He prays for and is granted further four week’s time to file compliance affidavit/ stay order, if any, failing which respondents shall deposit the cost of Rs. 8000/- in the Registry which shall be remitted to the applicant.</div><div>5. List on 27.02.2025.</div><div>6. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>
	RK/-

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 10)

Ex.A. No. 104 of 2024 Inre: O.A. No. 67 of 2022

Applicant

By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate

Versus

Respondents

By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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 and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present. 2. Heard the Ld. Counsel for the parties and perused the records. 3. Compliance affidavit has not been filed by the respondents. 4. Ld. Counsel for the respondents submits that a writ petition has been filed against the order of this Tribunal before the Hon'ble High Court in which notice has been issued. He prays for and is granted further four week's time to file compliance affidavit/ stay order, if any, on payment of cost of Rs. 10,000/- 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 present status of the execution and cause of delay in implementation of the order. 6. List on 28.02.2025. 7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="389 2096 823 2163" style="text-align: center;"> (Vice Admiral Atul Kumar Jain) Member (A) </div> <div data-bbox="1086 2096 1375 2163" style="text-align: center;"> (Justice Anil Kumar) Member (J) </div> </div> <p>RK/-</p>

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

O.A. No. 485 of 2023

Ex. HFL Bachcha Lal

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 Alok Kumar Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 Abhishek Singh, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. Applicant was granted time to file rejoinder affidavit which 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.</div><div>4. Ld. Counsel for the respondents is also directed to apprise the Tribunal whether similar matter is pending before the Hon’ble Apex Court or not?</div><div>5. List on 18.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>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.12)

O.A. No. 547 of 2023

Ex.Hav Ram Bhawan Dubey
By Legal Practitioner for the Applicant : Shri S G Singh, Advocate
Shri Anand Yadav, 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>11.11.2024 Hon’ble Mr. Justice Anil Kumar, Member (J) Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div><div><div>1. On the case being taken up for hearing Shri Anand Yadav, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Heard the Id. Counsel for the parties and perused the records.</div><div>3. By order dated 30.04.2024, respondents were directed to conduct RSMB of the applicant to assess his disabilities for entitlement of disability element. Three months’ time was granted to conduct RSMB which has not been conducted.</div><div>4. Ld. Counsel for the respondents prays for and is granted three weeks further time as a last opportunity to conduct RSMB as directed by this Court.</div><div>5. List on 14.02.2025.</div><div>6. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div></div>
	RK/-

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

O.A. No. 1005 of 2023

Ex Hav Khub Singh 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 Asheesh Agnihotri, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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 Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. Heard learned counsel for the parties and perused the record.</p> <p>3. Substitution application filed by the applicant was allowed vide this Tribunal order dated 01.10.2024 and applicant was granted two weeks time to carry out amendment which has not been done.</p> <p>4. As a last chance, two weeks further time is granted to carry out amendment.</p> <p>5. List on 12.02.2025.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>UKT/-</p>

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

O.A. No. 1016 of 2023

Ex Sub Surendra ChandApplicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Kapil Sharma, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 Kaushik Chatterjee, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit filed by learned counsel for the respondents is taken on record. Learned counsel for the applicant prays for two weeks time to file rejoinder affidavit.</div><div>3. As a last chance, two weeks further time is granted to file rejoinder affidavit.</div><div>4. List on 28.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>UKT/-</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. 1273 of 2023

Sqn Ldr Ritu (SSC) (Retd)
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Ms. Upasna Mishra, Advocate
Shri Pradeep Kumar Mishra, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div>11.11.2024 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</div> <div>2. Counter affidavit filed by learned counsel for the respondents is taken on record. Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit. Pleadings are complete.</div> <div>3. Heard learned counsel for the parties and perused the record.</div> <div>4. O.A is 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>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <div>UKT/-</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. 1398 of 2023 with M.A. No. 2026 of 2023

Sgt. Sayeed Khan (Retd)
By Legal Practitioner for the Applicant :

Gp Capt Y Venugopal (Retd), Advocate
Shri Amit Asthana, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents :

Shri R C Shukla, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 GP Capt Y Venugopal (Retd), Ld. Counsel for the applicant and Shri R C Shukla, Ld. Counsel for the respondents are present.</div><div>2. Applicant was granted time to file reply to objection on delay which has not been filed.</div><div>3. As a last chance, four weeks further time is granted to file reply to objection on condonation of delay.</div><div>4. List on 13.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>UKT/-</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. 8 of 2024

Sub Raheesh Prasad Yadav (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Keshav Sharma, Advocate
Shri Pradeep Kumar Mishra, 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>11.11.2024</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 Keshav Sharma, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed. Ld. Counsel for the respondents submits that parawise comments have been received. He prays for further four weeks time to file counter affidavit.</p> <p>3. As a last chance, four weeks further time is granted to file Counter affidavit, failing which his opportunity to file counter affidavit shall be closed.</p> <p>4. List on 13.02.2025.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>UKT/-</p>

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 18)

Applicant

Union of India & Others

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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 RC Dixit, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit filed by learned counsel for the respondents is taken on record. Objection on delay and maintainability filed by learned counsel for the respondents is also taken on record.</p> <p>3. Learned counsel for the respondents submits that applicant has concealed place of his residence while filing Original Application.</p> <p>4. Learned counsel for the applicant prays for and is granted two weeks time to file reply.</p> <p>5. List on 14.02.2025.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>UKT/-</p>

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

O.A. No. 393 of 2024

Sgt (Retd) Mukesh Kumar Mishra
By Legal Practitioner for the Applicant : Shri Keshav Sharma, Advocate

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

Applicant

Respondents

Versus

Notes of the Registry	Orders of the Tribunal
	<div><div><u>11.11.2024</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 Shri Keshav Sharma, 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. Ld. Counsel for the respondents submits that parawise comments have been received. He prays for further four weeks time to file counter affidavit.</div><div>3. As prayed, four weeks further time is granted to the respondents to file the Counter affidavit.</div><div>4. List on 14.02.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></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. 21)

O.A. No. 410 of 2024

Ex Nk Raj Kumar YadavApplicant
By Legal Practitioner for the Applicant: Shri VP Pandey, Advocate
Shri RK Singh, Advocate
Shri DK Dixit, Advocate

Versus

Union of India & OthersRespondents
By Legal Practitioner for Respondents : Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 VP Pandey, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed. Ld. Counsel for the respondents submits that parawise comments have been received. He prays for further four weeks time to file counter affidavit.</div><div>3. As prayed, four weeks further time is granted to the respondents to file the Counter affidavit.</div><div>4. List on 17.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>UKT/-</div></div> <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. 22)

O.A. No. 471 of 2024

Ex AC (U/T) Aditya KashyapApplicant
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate
Shri Jai Bind Singh Rathore, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 Vinay Pandey, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed. Ld. Counsel for the respondents submits that parawise comments are still awaited. He prays for further four weeks time to file counter affidavit.</div><div>3. As prayed, four weeks further time is granted to the respondents to file the Counter affidavit.</div><div>4. List on 17.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>UKT/-</div></div> <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. 23)

O.A. No. 690 of 2024 with M.A. No. 788 of 2024

Ex WO Parasuram GiriApplicant
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Narendra Kumar Mishra, Advocate

Versus

Union of India & OthersRespondents
By Legal Practitioner for Respondents : Shri Anurag Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</div><div><div>1. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents are present.</div><div>2. This original application has been filed for setting aside the findings of the Medical Board wherein the disability of the applicant had been considered as NANA and grant of disability pension to the applicant with all consequential benefits.</div></div><div>M.A. No. 788 of 2024</div><div><div>3. There is a delay of 10 years 03 months and 29 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application.</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.</div><div>5. Ld. Counsel for the respondents has filed objection to the delay condonation application and submits that delay has not been properly and satisfactorily explained on day-to-day basis.</div><div>6. 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.</div><div>7. Delay condonation application stands disposed of.</div></div></div>

O.A. No. 690 of 2024

8. Learned counsel for the applicant submitted that the instant O.A. may be disposed of at this stage, as the applicant is seeking decision on the representation/First appeal 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/ First appeal preferred through speed post on 03.02.2022 attached as Annexure at page 28-29 to this O.A. which may be decided by the Respondents by way of reasoned and speaking order within a stipulated period of time.
9. Learned counsel for the respondents has no objection to this and agrees with the submission of the applicant.
10. In view of the above innocuous prayer of the applicant, respondents/competent authority is directed to consider and decide the representation/First Appeal of the applicant (Annexure at page 28-29 to this O.A) 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.
11. It is made clear that nothing has been commented upon the merits of the case.
12. Applicant shall be at liberty to approach proper forum if he is not satisfied with the decision of the respondents passed on his representation.
13. The OA is disposed of accordingly.
14. Copy of the order be provided to the Id. counsel for the parties.

(Vice Admiral Atul Kumar Jain)
Member (A)

(Justice Anil Kumar)
Member (J)

RK/-

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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"> On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present. This original application has been filed for setting aside the PPO dated 08.07.2023 issued by PCDA, Prayagraj and recommence of payment of disability pension and medical allowance to the applicant. There is a delay of 06 months and 13 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. 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. Ld. Counsel for the respondents has raised preliminary objection regarding maintainability of the case and also on delay in filing this O.A. Objection filed by the respondents is available on record. Reply to the objection has not been filed by the applicant. Heard the Ld. counsel for the parties on delay condonation application filed by the applicant and objection on delay condonation application as well as on preliminary objection regarding maintainability of the O.A. It has been submitted by the Ld. Counsel for the applicant 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. 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. Preliminary objection has also been raised by the respondents regarding maintainability of the O.A before this Tribunal. It has been submitted that

	<p>the applicant is not ordinarily residing within the territorial jurisdiction of this Tribunal. He is resident of Chittoor, Andra Pradesh. Hence, this application is not entertainable before this Tribunal.</p> <p>11. Ld. counsel for the applicant submitted that the cause of action has arisen by the act of PCDA, Prayagraj which has issued PPO dated 08.07.2023 by which the applicant's disability pension and medical allowance has been stopped and service pension has been substituted with invalid pension. A direction has also been sought by the applicant for the respondents to issue fresh/ corrigendum PPO for disability pension and medical allowance.</p> <p>12. It has been further submitted that 'Records' has also sent letters to PCDA to credit the arrears of disability element and interest in respect of the applicant in his bank account. Copy of the letter is annexed as Annexure 10 (page 28) to this O.A.</p> <p>13. Learned counsel for the applicant further submitted that in reply to the legal notice sent by the applicant, it is submitted by 'Records' that the case for release of arrears of disability element and interest has already been taken up with PCDA (Pension), Prayagraj.</p> <p>14. Rule 6 of the Procedure Rules, which pertains to "place of filing application", is reproduced as under:</p> <p style="padding-left: 40px;">6. Place of filing application.— (1) An application shall ordinarily be filed by the applicant with the Registrar of the Bench within whose jurisdiction—</p> <p style="padding-left: 80px;">(i) the applicant is posted for the time being, or was last posted or attached; or</p> <p style="padding-left: 80px;">(ii) where the cause of action, wholly or in part, has arisen:</p> <p>15. In view of the submission of the Id. counsel for the parties and rule position discussed above, we are of the considered view that cause of action has arisen due to the PPO of the PCDA, Prayagraj which is well within the jurisdiction of this Tribunal. Accordingly, the application is maintainable before this Tribunal.</p> <p>16. Admit.</p> <p>17. Case needs adjudication.</p> <p>18. 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>19. List on 28.02.2025.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</div><div style="text-align: center;">(Justice Anil Kumar) Member (J)</div></div> <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. 25)

O.A. No. 741 of 2024

Ex MACP Nb Sub Bhupinder Singh

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 RC Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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 RC Shukla, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed. He prays for further four weeks time to file counter affidavit.</div><div>3. As prayed, four weeks further time is granted to the respondents to file the Counter affidavit.</div><div>4. List on 19.02.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></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. 26)

O.A. No. 742 of 2024

Ex JWO (MACP) Pankaj Dixit 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 Rajiv Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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 Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed. Ld. Counsel for the respondents submits that parawise comments are still awaited. He prays for further four weeks time to file counter affidavit.</p> <p>3. As prayed, four weeks further time is granted to the respondents to file the Counter affidavit.</p> <p>4. List on 19.02.2025.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="388 1696 816 1755"> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> </div> <div data-bbox="1073 1696 1364 1755"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div> <p>UKT/-</p>

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

O.A. No. 743 of 2024

Nk / NA Sunil Kumar Kushwaha

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Sunil Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.11.2024</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed. Ld. Counsel for the respondents submits that parawise comments are still awaited. He prays for further four weeks time to file counter affidavit.</div><div>3. As prayed, four weeks further time is granted to the respondents to file the Counter affidavit.</div><div>4. List on 20.02.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>UKT/-</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</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. 752 of 2024 with M.A. No. 845 of 2024

Sgt Ashutosh Raj (Dismissed)

Applicant

By Legal Practitioner for the Applicant : Shri Mahendra Kumar Singh, Advocate
Shri Sardul 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
	<div><div>11.11.2024</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 Mahendra Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents No 1 to 8 and 10 are present. No one is present on behalf of Respondent No 9 and 11.</div><div>2. Notice was issued to respondent NO 11 on 22.08.2024 which has not been received back served/ unserved. 30 days time has been elapsed. It is deemed that Notice has been served.</div><div>O.A. No. 752 of 2024</div><div>3. This Original Application has been filed against the order of dismissal. Matter needs adjudication.</div><div>4. Admit.</div><div>5. Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</div><div>6. List on 20.02.2025.</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. 29)

O.A. No. 753 of 2024

Ex Sub (Hony Lt) Shiv Kumar

Applicant

By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate
Shri Tushar Jain, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>11.11.2024</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 Vinay Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit has not been filed. Ld. Counsel for the respondents submits that parawise comments are still awaited. He prays for further two weeks time to file counter affidavit.</div><div>3. As prayed, two weeks further time is granted to the respondents to file the Counter affidavit.</div><div>4. List on 20.02.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div> <div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>UKT/-</div>

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

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

**Diary No. 2531 of 2024 Inre: M.A. No. 214 of 2024,
M.A. No. 215 of 2024, M.A. No. 176 of 2020
& O.A. No. (Nil) of 2020**

Ex Gdsm Rajpal Giri Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar 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>11.11.2024</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 Manoj Kumar Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. Defects raised by Registry have not been rectified by learned counsel for the applicant. He prays for two weeks further time to rectify the defects.</p> <p>3. As a last chance, two weeks further time is granted to rectify defects, failing which his opportunity to rectify defects shall be closed.</p> <p>4. List on 20.12.2024.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="389 1811 823 1878" style="text-align: center;"> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> </div> <div data-bbox="1058 1811 1347 1878" style="text-align: center;"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div> <p>UKT/-</p>

C.A. No. 1 of 2024 Inre: O.A. No. 831 of 2022

Applicant

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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 S K Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>2. Objection and reply filed by the parties are taken on record.</p> <p>3. List on 24.02.2025.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>UKT/-</p>

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

O.A. No. 1519 of 2023

Ex Sub (Hony Sub Maj) Mansing Jaysing Tondale Applicant
By Legal Practitioner for the Applicant : Shri R Chandra, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.11.2024</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 R Chandra, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit. Pleadings are complete.</p> <p>3. Heard learned counsel for the parties and perused the record.</p> <p>4. O.A is partly allowed.</p> <p>5. Detailed order on separate sheets.</p> <p>6. Misc. Application(s), if any, pending for disposal, shall be treated to have been disposed of.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>UKT/-</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. 15 of 2024

Sub Anil Tripathi Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, 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>11.11.2024</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 Manoj Kumar Awasthi, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>2. List on 16.12.2024.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>UKT/-</p>