

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

O.A. No. 785 of 2024 with M.A. No. 882 of 2024

Nb Sub Chaina Ram (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 DK Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 DK 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>2 On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant andShri DK Pandey, Ld. Counsel for the respondents are present through video conferencing.</p> <p>3. It has been submitted by Id. counsel for the applicant that Vakalatnama has also been filed by Shri Narayan Dutt Mishra, Advocate, Shri Abhishek Pandey, Advocate and Shri Amit Kumar Shukla, Advocate on behalf of the applicant but their names have not been shown in the cause list.</p> <p>4. Registry is directed also to print the names of Shri Narayan Dutt Mishra, Advocate, Shri Abhishek Pandey, Advocate and Shri Amit Kumar Shukla, Advocate as counsel for the applicant, in the future cause list.</p> <p>5. On request of Id. counsel for the applicant list this case for hearing on admission on 06.09.2023.</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(Suppl Sl. No. 2)

O.A. No.786 of 2024 with M.A. No. 885 of 2024

Nb Sub Ganesh Datt Pandey (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 Pushpendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Pushpendra Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present through video conferencing.</p> <p>3. It has been submitted by Id. counsel for the applicant that Vakalatnama has also been filed by Shri Narayan Dutt Mishra, Advocate, Shri Abhishek Pandey, Advocate and Shri Amit Kumar Shukla, Advocate on behalf of the applicant but their names have not been shown in the cause list.</p> <p>4. Registry is directed also to print the names of Shri Narayan Dutt Mishra, Advocate, Shri Abhishek Pandey, Advocate and Shri Amit Kumar Shukla, Advocate as counsel for the applicant, in the future cause list.</p> <p><u>M.A. No. 885 of 2024</u></p> <p>5. Heard Id. counsel for the parties and perused the documents available on record.</p> <p>6. This Original Application has been filed for grant of disability pension. There is delay of 07 months and 23 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. 786 of 2024</u></p> <p>7. This application has been filed for grant of disability pension. 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>

	<div>8. Case needs adjudication.</div> <div>9. Admit.</div> <div>10.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>11.List on 26.11.2024.</div> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>Member (J)</div><div>(Justice Anil Kumar)</div></div> <div>RK/-</div>
--	--

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Suppl Sl. No. 3)

O.A. No. 787 of 2024 with M.A. No. 886 of 2024

Ex Hav Asha Ram Arya
By Legal Practitioner for the Applicant : Shri DS Tiwari, Advocate

Applicant

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

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>14.08.2024</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 Shri Kaushik 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. On the case being taken up for hearing Shri DS Tiwari, Ld. Counsel for the applicant andShri Kaushik Chatterjee, Ld. Counsel for the respondents are present.</div><div>3. Heard the Id. counsel for the parties and perused the records.</div><div>4. There is delay of more than 14 years in filing this original application. Applicant has moved application for condoning the delay.</div><div>5. Ld. counsel for the respondents prays for and is granted two weeks time to seek instructions and to file objection, if any, to the delay condonation application.</div><div>6. List on 09.10.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A) Member (J)</div></div> <div><div>(Justice Anil Kumar)</div></div> <div>RK/-</div>

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

O.A. No. 788 of 2024 with M.A. No. 887 of 2024

Ex Sub Sanjay Kumar Sah
By Legal Practitioner for the Applicant : Shri R Chandra, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 ShriAlok Kumar 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>2. On the case being taken up for hearing Shri R Chandra, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present.</p> <p><u>M.A. No. 887 of 2024</u></p> <p>3. Heard the Id. counsel for the parties and perused the records.</p> <p>4. There is delay of 01 year 11 months and 07 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. 788 of 2024</u></p> <p>5. This application has been filed for grant of disability element. 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>6. Case needs adjudication.</p> <p>7. Admit.</p> <p>8. Ld. Counsel for the respondents seeks and is allowed four weeks’ time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>9. List on 26.11.2024.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A) Member (J) RK/-</p> <p>(Justice Anil Kumar)</p>

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

O.A. No. 790 of 2024 with M.A. No. 890 of 2024

MWO Anil Kumar Pandey (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Narendra Kumar Mishra, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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. List revised.</p> <p>2. Memo of Appearance filed by Shri JN 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>3. On the case being taken up for hearing Shri JN Mishra, Ld. Counsel for the respondents is present. No one is present on behalf of the applicant.</p> <p><u>M.A. No. 890 of 2024</u></p> <p>4. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 1 year 10 months and 14 days in filing of Original Application.</p> <p>5. Ld. Counsel for the respondents raised objections with regard to maintainability of the case and delay in fling the O.A. He seeks and is allowed two weeks’ time to file objections with regard to maintainability as well as delay in filing of the O.A.</p> <p>6. List on 18.09.2024.</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 Sl. No. 6)

O.A. No. 791 of 2024 with M.A. No. 891 of 2024

Ex Hav / Clk (SD) Arjun Singh
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate

Applicant

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

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>14.08.2024</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. Memo of Appearance filed by Shri Sunil Sharma, 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>3. On the case being taken up for hearingShri Sunil Sharma, Ld. Counsel for the respondents is present. No one is present on behalf of the applicant.</div><div>M.A. No. 891 of 2024</div><div>4. This Original Application has been filed for the grant of disability pension to the applicant. There is a delay of 03 year 02 months and 29 days in filing of Original Application.</div><div>5. Ld. Counsel for the respondents raised objections with regard to maintainability of the case and delay in fling the O.A. He seeks and is allowed two weeks’ time to file objections with regard to maintainability as well as delay in filing of the O.A.</div><div>6. List on 18.09.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A) Member (J)</div><div>UKT/-</div><div>(Justice Anil Kumar)</div></div>

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

O.A. No. 793 of 2024 with M.A. No. 893 of 2024

Ex Rfn Rohit Raj Joshi

Applicant

By Legal Practitioner for the Applicant : Shri VP Pandey, Advocate
Shri Mridul Pandey, Advocate
Shri DK Dixit, 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
	<div><div>14.08.2024</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 Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</div><div>2. On the case being taken up for hearing Shri VP Pandey and Shri DK Dixit, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</div><div>3. Heard the Id. counsel for the parties and perused the records.</div><div>4. There is delay of 06 years01 month and 15 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>5. Ld. counsel for the respondents has raised objection regarding maintainability of this O.A on the ground of Bar of res-judicata.</div><div>6. Ld. counsel for the respondents prays for and is granted two weeks time to seek instructions and to file objection, if any, on the maintainability of this O.A.</div><div>7. List on 13.09.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>(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. 1)

Ex-A. No. 337 of 2022 Inre: O.A. No. 59 of 2022

Nk Jambe Prasad (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 hearingShri Ravi Kumar Yadav, Ld. Counsel for the applicantandDr. Chet Narayan Singh, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed by the respondents. Cost due against the respondents has also not been deposited.</p> <p>3. Ld. Counsel for the respondents submitted that writ petition has to be filed in this case. He prays for and is granted further four week’s time to file compliance affidavit on payment of additional cost of Rs. 8000/- in the Registry which shall be remitted to the applicant.</p> <p>4. Respondents are further directed to file an affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order.</p> <p>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</p> <p>6. List on 13.11.2024.</p> <p>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A) Member (J)</p> <p>(Justice Anil Kumar)</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. 35 of 2023 with M.A. No. 734 of 2024
Inre: O.A. No.313 of 2022

Ex Hav Surander Kumar Applicant
By Legal Practitioner for the Applicant : Shri Pushpendra Kumar Dhaka, Advocate
Shri Ramakant Gupta, 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>14.08.2024</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 hearingShri Ramakant Gupta, Ld. Counsel for the applicant and Dr. Shailendra Kumar Atal, Ld. Counsel for the respondents are present.</p> <p>2. Correction application moved by the applicant is taken on record.</p> <p>3. Ld. counsel for the respondents prays for and is granted two weeks time to seek instructions and to file objection, if any.</p> <p>4. List on 27.09.2024.</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. 3)

Ex - A. No. 137 of 2023 Inre: O.A. No.404 of 2022

GpCapt Rajesh Kumar Mishra (Retd) Applicant
By Legal Practitioner for the Applicant : WgCdr SN Dwivedi (Retd), Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 hearingWg Cdr SN Dwivedi (Retd), Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed by the respondents.</p> <p>3. Previously, it was submitted by the Id. counsel for the respondents that compliance of the order is under process and concurrence of PIFA has also been accorded.</p> <p>4. Today, Id. Counsel for the respondents submits that a writ petition has to be filed against the order of this Tribunal. 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. 10,000/- in the Registry which shall be remitted to the applicant.</p> <p>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, within two weeks failing which respondents shall deposit additional cost of Rs. 2000/- in the Registry.</p> <p>6. Respondents are also directed to deposit all the cost due against them by the next date of listing.</p> <p>7. List on 01.10.2024.</p> <p>8. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</p> <p>(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)</p> <p>RK/-</p>

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

Ex - A. No.187 of 2023 Inre: O.A. No.604 of 2021

Ex Hav Ram Shankar

By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div>14.08.2024</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><div>1. On the case being taken up for hearingnone present for the applicant.Shri Yogesh Kesarwani, Ld. Counsel for the respondentsis present through video conferencing.</div><div>2. Compliance affidavit has not been filed by the respondents.</div><div>3. Ld. Counsel for the respondents submitted that cost of Rs. 6000/- has been deposited. He prays for and is granted further four week’s time to file compliance affidavit on payment of additional cost of Rs. 10,000/- in the Registry which shall be remitted to the applicant.</div><div>4. List on 18.11.2024.</div><div>5. 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></div>

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

Ex- A. No. 206 of 2023 Inre: O.A. No.769 of 2022

Ex L/NK Abdul Khalik

By Legal Practitioner for the Applicant : Shri DS Tiwari, Advocate

Applicant

Versus

Union of India & Others

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>14.08.2024</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 DS Tiwari, Ld. Counsel for the applicant is present before the Court and Dr. Gyan Singh, Ld. Counsel for the respondentsis present through video conferencing.</div><div>2. Copy of RSMB filed alongwith affidavit by the respondents is taken on record.</div><div>3. Compliance affidavit has not been filed by the respondents. Cost has also not been deposited.</div><div>4. Ld. Counsel for the respondents submits that government sanction has been accorded on 23.07.2024 and implementation of the order is under process. He prays for and is granted further four week’s time to file compliance affidavit.</div><div>5. Perusal of the documents reveals that page No. 2 of the copy of RSMB, filed by the respondents, is missing. Respondents’ counsel prays for and is granted two weeks further time to file better affidavit alongwith copy of RSMB failing which respondents shall deposit additional cost of Rs. 10,000/- in the Registry which shall be remitted to the applicant.</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 18.11.2024.</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) Member (J)</div></div><div>(Justice Anil Kumar)</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. 6)

Ex -A. No. 235 of 2023 Inre: O.A. No.538 of 2022

Maj Gen Brijesh Kumar Singh (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Devesh Kumar Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order, filed on behalf of the respondents, is taken on record.</p> <p>3. Compliance affidavit has not been filed by the respondents.</p> <p>4. Ld. Counsel for the respondents submits that writ petition has to be 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 on payment of additional cost of Rs. 12,000/- in the Registry which shall be remitted to the applicant.</p> <p>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</p> <p>6. List on 19.11.2024.</p> <p>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No. 7)

Ex - A. No. 242 of 2023 Inre: O.A. No.568 of 2022

Ex Hav Nagendra Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri KP Datta, 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>14.08.2024</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 KP Datta, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present. 2. Affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order, filed on behalf of the respondents, is taken on record. 3. Compliance affidavit has not been filed by the respondents. 4. Ld. Counsel for the respondents submits that writ petition has to be 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 on payment of additional cost of Rs. 10,000/- in the Registry which shall be remitted to the applicant. 5. List on 19.11.2024. 6. Copy of the order be provided to the respondents/Legal Cell for compliance of the order. <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

EX-A. No. 309 of 2023 Inre: O.A. No. 848 of 2022

Smt. Manju Belwal W/o Late Maj J Belwal (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, 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>14.08.2024</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 Parijaat Belaura, Ld. Counsel for the applicant is not present today. Shri Rajesh Shukla, Ld. Counsel for the respondentsis present through video conferencing.</p> <p>2. Affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order, filed on behalf of the respondents, is taken on record.</p> <p>3. Compliance affidavit has not been filed by the respondents.</p> <p>4. Ld. Counsel for the respondents prays for and is granted further four week’s time to file compliance affidavit on payment of additional cost of Rs. 10,000/- in the Registry which shall be remitted to the applicant.</p> <p>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</p> <p>6. List on 19.11.2024.</p> <p>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A) Member (J)</p> <p>(Justice Anil Kumar)</p> <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. 316 of 2023 Inre: O.A. No. 530 of 2022

Ex Cfn Surya Bhan Giri

Applicant

By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate
Shri Sandeep Tripathi, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>14.08.2024</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 Sandeep Tripathi, Ld. Counsel for the applicant is present through video conferencing and Shri Shyam Singh, Ld. Counsel for the respondents assisted by Shri R.K. Tiwari, Sr. Account Officer, PCDA(P), Prayagraj are present before the Court.</div><div>2. Ld. counsel for the respondents submits that PPO has been issued and payment has also been made to the applicant.</div><div>3. Ld. counsel for the applicant submits that partly payment has been made.</div><div>4. Ld. Counsel for the respondents prays for and is granted further four week’s time to file compliance affidavit failing which respondents shall deposit the cost of Rs. 6000/- in the Registry which shall be remitted to the applicant.</div><div>5. List on 23.10.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>(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. 10)

EX-A. No. 48 of 2024T.A. No. 16 of 2023

Ex Sgt Anurag Shukla Applicant
By Legal Practitioner for the Applicant : Shri Rahul Pal, Advocate
Shri Tatsat Shukla, Advocate
Shri Dhiraj Kumar, 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>14.08.2024</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 Pal, Ld. Counsel for the applicant is present before the Court and Shri Asheesh Agnihotri, Ld. Counsel for the respondents is present through video conferencing.</p> <p>2. Compliance affidavit has not been filed by the respondents.</p> <p>3. Ld. Counsel for the respondents submits that implementation of the order is under process. He prays for and is granted further four week’s time to file compliance affidavit failing which respondents shall deposit the cost of Rs. 8000/- in the Registry which shall be remitted to the applicant.</p> <p>4. List on 20.11.2024.</p> <p>5. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(Sl. No. 11)

EX-A. No. 59 of 2024 Inre: T.A. No. 68 of 2022

Ex MWO (HFO) Indr Raj Chaudhary Applicant
By Legal Practitioner for the Applicant : Shri Rama Kant, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Rama Kant, Ld. Counsel for the applicant is present before the Court and Shri RC Shukla, Ld. Counsel for the respondents is present through video conferencing. 2. Compliance affidavit has not been filed by the respondents. 3. Ld. Counsel for the respondents prays for and is granted further four week's time to file compliance affidavit failing which respondents shall deposit the cost of Rs. 8000/- in the Registry which shall be remitted to the applicant. 4. Respondents are further directed to file an affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order. 5. List on 20.11.2024. 6. Copy of the order be provided to the respondents/Legal Cell for compliance of the order. <p>(Vice Admiral Atul Kumar Jain) Member (A) Member (J)</p> <p>(Justice Anil Kumar)</p> <p>RK/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1(SI. No.12)

M.A. No. 719of 2024 Inre: O.A. No. 1083 of 2023

Ex SSR Jyoti Prakash Satapathy Applicant
By Legal Practitioner for the Applicant : Shri Dharam Raj Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Dharam Raj Singh, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents are present.</p> <p>2. In this case, objections were raised by the respondents on the maintainability of this Original Application. Several opportunities were granted to the applicant to file reply but the same was not filed and applicant's counsel was also not present on 29.05.2024, thus, the case was dismissed for want of prosecution on 29.05.2024.</p> <p>3. Ld. counsel for the applicant has moved M.A No. 719 of 2024 on 14.06.2024 for recalling the order dated 29.05.2024 which is well within time. Applicant's counsel submits that due to paucity of time and VIP movement, he could not reach the Tribunal on 29.05.2024.</p> <p>4. We are of the view that the grounds mentioned in the recall application are sufficient and in the interest of justice, recall application is allowed. Order dated 29.05.2024 is hereby recalled subject to payment of cost of Rs. 1000/- in the Registry which shall be remitted to the AFT Bar Association for upliftment of the library. After deposition of the cost, Registry shall restore this O.A to its original number.</p> <p>5. M.A No. 719/2024 is disposed of accordingly.</p> <p>6. List on 21.10.2024.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="350 2295 784 2362"> <p>(Vice Admiral Atul Kumar Jain) Member (A) Member (J)</p> </div> <div data-bbox="922 2295 1224 2335"> <p>(Justice Anil Kumar)</p> </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. 13)

O.A. No. 689 of 2022

L/Hav Vijay Pal Singh

By Legal Practitioner for the Applicant : Shri Vinay Pandey, 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>14.08.2024</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 Sandeep Tripathi holding brief for Shri Vinay Pandey, 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. Ld. counsel appearing on behalf of the applicant submits that the arguing counsel is out of station.</div><div>3. Today, it is the last opportunity to file rejoinder affidavit which has not been filed by the applicant. Opportunity to file rejoinder affidavit is hereby closed.</div><div>4. List for final hearing on 22.11.2024.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A) Member (J)</div></div> <div>(Justice Anil Kumar)</div> <div>RK/-</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. 494 of 2023

Ex Nk Ram Chandra Tripathi
By Legal Practitioner for the Applicant : Shri Rahul Pal, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Pal, Ld. Counsel for the applicant and Mrs. Deepti P Bajpai, Ld. Counsel for the respondents are present.</p> <p>2. On the last date, learned counsel for the applicant was granted time to file rejoinder affidavit which has not been filed. He prays for further 2 weeks’ time to file rejoinder affidavit.</p> <p>3. As a last chance, two weeks’ further time is granted to file rejoinder affidavit failing which his opportunity to file rejoinder affidavit shall be closed.</p> <p>4. List on 23.09.2024.</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(Sl. No. 15)

O.A. No. 1473 of 2023

Ex WO Badree Singh Chauhan
By Legal Practitioner for the Applicant : Shri Girish Chandra Tripathi, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>14.08.2024</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. HeardShri Girish Chandra Tripathi, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents and perused the documents available on record.</div><div>2. Counter affidavit filed by the respondents is taken on record. Rejoinder affidavit filed by the applicant is also taken on record. Pleadings have been exchanged.</div><div>3. O.A is partly allowed.</div><div>4. Detailed order on separate sheets.</div><div>5. 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)</div><div>Member (A) Member (J)</div><div>UKT/-</div><div>(Justice Anil Kumar)</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. 1525 of 2023

Ex NkShachche Lal Yadav
By Legal Practitioner for the Applicant : Shri Ashok Singh, Advocate
Shri Ankur Rawat, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>14.08.2024</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 Singh, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit filed by the respondents is taken on record. Rejoinder affidavit filed by the applicant is also taken on record.</div><div>3. Pleadings have been exchanged.</div><div>4. List on 07.10.2024 for final hearing.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>(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. 17)

O.A. No. 1 of 2024

WO Pramod Ranjan Singh (Retd)
By Legal Practitioner for the Applicant : Shri Keshav Sharma, 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><div>14.08.2024</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 Keshav Sharma, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit filed by the respondents is taken on record. Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</div><div>3. Pleadings have been exchanged.</div><div>4. List on 04.09.2024 for final hearing.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A) Member (J)</div><div>UKT/-</div><div>(Justice Anil Kumar)</div></div>

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

Lt Col Hardeep Singh (Retd) Applicant
By Legal Practitioner for the Applicant : WgCdr SN Dwivedi (Retd), Advocate
GpCapt SB Singh, Advocate

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Wg Cdr SN Dwivedi (Retd), Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present.</p> <p>2. On the last date, learned counsel for the respondents was granted time to file counter affidavit which has not been filed. He prays for further 2 weeks' time to file counter affidavit.</p> <p>3. As a last chance, two weeks' further time is granted to file counter affidavit.</p> <p>4. List on 06.11.2024.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A) Member (J) UKT/-</p> <p>(Justice Anil Kumar)</p>

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

O.A. No. 62 of 2024

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

Applicant

Union of India & Others
By Legal Practitioner for Respondents : Shri RK Chauhan, Advocate

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><u>14.08.2024</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 Shri Dhiraj Kumar, Ld. Counsel for the applicant and Shri RK Chauhan, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit filed by the respondents is taken on record. Rejoinder affidavit filed by the applicant is also taken on record.</div><div>3. Pleadings have been exchanged.</div><div>4. List on 05.09.2024 for final hearing.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>Member (J) UKT/-</div><div>(Justice Anil Kumar)</div></div></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. 83 of 2024

Ex Rfn Harendra Singh
By Legal Practitioner for the Applicant : Shri KK Misra, Advocate

Applicant

Chief of Army Staff & Others
By Legal Practitioner for Respondents : Shri Manu Kumar Srivastava, Advocate

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><u>14.08.2024</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 Shri Manu Kumar Srivastava, Ld. Counsel for the respondents is present. No one is present on behalf of the applicant.</div><div>2. Counter affidavit filed by the respondents is taken on record.</div><div>3. Learned counsel for the applicant may file rejoinder affidavit within two weeks.</div><div>4. List on 05.09.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div><div>UKT/-</div></div>

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 R Chandra, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the respondents submits that parawise comments have been received. He prays for and is granted four weeks' further time to file counter affidavit.</p> <p>3. List on 04.10.2024.</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. 22)

**O.A. No. 129 of 2024 with M.A. No. 150 of 2024 along with
O.A. No. 60 of 2024 (Decided)**

Ex SWR Rambir Singh Applicant
By Legal Practitioner for the Applicant : WgCdr Pushpendra Kumar Dhaka (Retd),
Advocate
Shri Rama Kant, 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>14.08.2024</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. Heard Shri Rama Kant, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents and perused the documents available on record. 2. It has been submitted that there is a delay of more than 33 years in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. 3. Respondents have filed objections with regard to delay in filing of the O.A which are taken on record. Applicant has filed reply to the objections raised by the respondents which is also taken on record. 4. Ld. Counsel for the respondents submits that there is a long delay of 33 years in filing this application. He relied upon the judgement passed by the Hon'ble Apex Court in the case of Uol&Ors Vs. A. Durairaj (Dead), 2010 (14) SCC 389 and Balwant Singh (Dead) Vs. Jagdish Singh &Ors (2010) 8 SCC 685. He submits that the delay has not been properly and satisfactorily explained on day-to-day basis. 5. 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 submits that the applicant is an illiterate man from rural background and financial hardship to meet the court expenses cannot be denied his rightful on ground of delay. He further submitted that law of limitation is not applicable in pensionary matters. He relied upon the judgement passed by the Hon'ble Apex Court in the case of Uol&Ors Vs Tarsem Singh and the case of Sep Hari Ram Vs Uol wherein pension was allowed after 40 years.

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. Delay condonation application stands disposed of.

O.A. No. 129 of 2024

- 7. It is submitted by the Ld. Counsel for the applicant that applicant's claim has been wrongly rejected by the respondents.
- 8. Case needs adjudication.
- 9. Admit.
- 10.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.
- 11.List on **26.11.2024**.

(Vice Admiral Atul Kumar Jain)
Member (A)

(Justice Anil Kumar)
Member (J)

RK/-

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

O.A. No. 429 of 2024 with M.A. No. 508 of 2024

Sep Omendra Singh

Applicant

By Legal Practitioner for the Applicant : Shri Dharam Raj Singh, Advocate
Col AK Srivastava (Retd), 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>14.08.2024</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 Dharam Raj Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.2. Today, affidavit filed by the applicant is taken on record.3. In this case, respondents have raised objection towards maintainability of this O.A on the ground of territorial jurisdiction. Objection filed by the respondents is also taken on record.4. Ld. Counsel for the respondents submits that the applicant is resident of District Karauli, Rajasthan but the applicant has shown his resident at Agra. The rent agreement filed by the applicant is faulty which has been made only for substantiating his ground that this case falls in territorial jurisdiction of this Tribunal.5. Ld. Counsel for the applicant submits that the applicant is residing at Agra on rent and he has annexed the affidavit of the house owner in this regard.6. We have considered the submissions of Ld. Counsel for the parties and perused the records.7. Perusal of the records reveals that the applicant is ordinarily residing at district Agra. Rent agreement has been filed. Applicant has also filed an affidavit of the owner of the house, Ms. Geeta Tomar W/o Anil Kumar supported with electricity bill showing that she is owner of the house in which the applicant is residing as a tenant. Tenancy certificate has also been filed which seems genuine.8. This case has been filed for notionally reinstatement of the applicant in the service alongwith full backwages.

	<p>9. It is submitted by the Ld. Counsel for the applicant that applicant's claim has been wrongly 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 26.11.2024.</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. 24)

O.A. No. 498 of 2024 with M.A. No. 587 of 2024

Ex Hav Subhash Chandra

Applicant

By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Narendra Kumar Mishra, Advocate
Shri Siddharth Dayal, Advocate
Shri Swatantra Dev, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Kaushik Chatterjee, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><u>14.08.2024</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 Shri Kaushik Chatterjee, Ld. Counsel for the respondents is present. No one is present on behalf of the applicant.</div><div>2. Objection on maintainability of the case filed by learned counsel for the respondents is taken on record.</div><div>3. Reply to objection, if any, may be filed by learned counsel for the applicant within two weeks.</div><div>4. List on 23.10.2024.</div></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. 25)

O.A. No. 587 of 2024

Ex Nk Awadhesh Kumar Singh
By Legal Practitioner for the Applicant : Shri Rahul Pal, Advocate

Applicant

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

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>14.08.2024</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 Rahul Pal, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. List this case after two weeks to enable the applicant to file the supportive documents.</div><div>4. List on 03.09.2024.</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. 26)

O.A. No. 635 of 2024

Agniveer Suraj Singh Applicant
By Legal Practitioner for the Applicant : Shri Shailendra Kumar Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. Objection on maintainability of the case, filed by respondents is taken on record.</p> <p>3. It has been submitted by the respondents that allegations have been levelled against Sepoy Satnam Singh, Hav Gurmail Singh and Hav Sukhdev Singh but the applicant has not arrayed them in the array of parties, therefore, there is defect of non-joinder of necessary parties in this case.</p> <p>4. Ld. counsel for the applicant submits that he has not sought relief against any of the persons mentioned in the objection, therefore, there is no need to implead them.</p> <p>5. In this case, relief has been sought by the applicant to set aside the respondents’ letter dated 31.05.2024, to conduct afresh medical board of the applicant and to reinstate the applicant in service with all consequential benefits.</p> <p>6. This O.A has been filed against the order of the dismissal and for reinstatement of the applicant in service. No relief has been sought against any persons mentioned in the objection of the respondents, therefore, at this stage it cannot be said that persons against whom allegations have been made in the O.A are necessary parties to adjudicate this O.A.</p> <p>7. Objections raised by the respondents are set aside.</p> <p>8. Case needs adjudication.</p> <p>9. Admit.</p>

	<p>10. 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>11. List on 27.11.2024.</p> <div><div><p>(Vice Admiral Atul Kumar Jain) Member (A)</p></div><div><p>(Justice Anil Kumar) Member (J)</p></div></div> <p>UKT/-</p>
--	--

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

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

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri RKS Chauhan, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 RKS Chauhan, Ld. Counsel for the respondents is present. No one is present on behalf of the applicant.</p> <p>2. On the last date, time was granted to respondents to file objection on maintainability of the case which has not been filed. Learned counsel for the respondents prays for and is granted four weeks' further time to file objection on maintainability of the case.</p> <p>3. List on 07.10.2024.</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. 29)

T.A. No. 13 of 2024

Sgt Sudhanshu Joshi (Retd)
By Legal Practitioner for the Applicant : Shri -, Advocate

Applicant

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

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>14.08.2024</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. Heard Shri Alok Kumar Mishra, Ld. Counsel for the respondents and perused the documents available on record. No one is present on behalf of the applicant.</div><div>2. Counter affidavit has not been filed. Learned counsel for the respondents prays for and is granted two weeks and no more time to file counter affidavit.</div><div>3. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks’ thereafter.</div><div>4. List on 06.11.2024.</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. 28)

T.A. No. 3 of 2024

Sgt Dinesh Kumar Singh (Retd)

Applicant

By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate
Shri AK Chaudhary, Advocate
Ms. Upasna Mishra, 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
	<div><div>14.08.2024</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. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents and perused the documents available on record.</div><div>2. T.A is partly allowed.</div><div>3. Detailed order on separate sheets.</div><div>4. 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)</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. 30)

O.A. No. 1090 of 2022

Ex Nk Nand Kumar Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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. Heard Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents and perused the documents available on record.</p> <p>2. Arguments concluded.</p> <p>3. Order reserved.</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. 31)

O.A. No. 1197 of 2023

Ex Rfn Yam Bahadur Dala Applicant
By Legal Practitioner for the Applicant : WgCdr SN Dwivedi (Retd), Advocate
GpCapt RP Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>14.08.2024</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 Wg Cdr SN Dwivedi (Retd), Ld. Counsel for the applicant is physically present and Shri Namit Sharma, Ld. Counsel for the respondents is present through video conferencing.</p> <p>2. Heard learned counsel for the applicant.</p> <p>3. On the request of learned counsel for the respondents, list on 04.09.2024for further hearing.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>UKT/-</p>