

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

Ex. A. No. 89 Inre : T.A. No. 1283 of 2010

Ex. Sep. Inderjeet Kumar Applicant
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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. This Execution Application is pending before this Tribunal since 04.03.2022. On 15.04.2024, Ld. Counsel for the parties were directed to present physically before this Tribunal.</p> <p>2. Shri Manish Kumar Rai, Ld. Counsel for the applicant is present physically.</p> <p>3. Shri Yogesh Kesarwani, Ld. Counsel for the respondents is not present physically. He is present through Virtual Mode.</p> <p>4. List this case for physical hearing on 28.05.2024.</p> <p>5. Ld. Counsel for the parties are directed to present physically for the hearing of the case.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 278 of 2022 with M.A. No. 29 of 2024 & M.A. No. 30 of 2024
Inre : O.A. No. 646 of 2021

Ex. Rect. Sudhakar Singh Applicant
By Legal Practitioner for the Applicant : Col. Ashok Kumar (Retd.), Advocate
Shri Rohit Kumar, Advocate

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents : Ms. Anju Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p><u>Substitution Application</u></p> <ol style="list-style-type: none">1. Heard Shri Rohit Kumar, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents.2. Ld. Counsel for the applicant submits that applicant has died on 15.06.2023 and mother of the deceased is his legal heir because deceased was unmarried. He has filed affidavit along with certificate of <i>Sarpunch</i>.3. No objection has been filed by the respondents.4. The reasons shown in affidavit filed in support of Substitution Application are sufficient. Accordingly, substitution application is allowed.5. Applicant is directed to carry out the amendment and substitute 'Saraswati Singh' in place of the applicant within a week.6. List this Execution Application on 16.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

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

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

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.2. Affidavit of compliance has not been filed.3. Affidavit of responsible officer has not been filed.4. Cost of Rs.10,000/- has been deposited by the respondents. Cost so deposited shall be remitted to the applicant.5. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance on payment of additional cost of Rs.5,000/- which shall be remitted to the applicant.6. Respondents are also directed to file affidavit of responsible officer regarding present status of this execution case failing which responsible officer shall pay additional cost of Rs.2,000/- which shall also be remitted to the applicant.7. List on 06.08.2024.8. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 342 of 2022 Inre : O.A. No. 16 of 2022

Ex. Nk. Indrajit Singh Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 R. Chandra, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents are present.2. Affidavit regarding present status of this execution case filed by the respondents is taken on record.3. Affidavit of compliance has not been filed.4. Ld. Counsel for the respondents prays for and is granted four weeks further time on payment of additional cost of Rs.5,000/- which shall be remitted to the applicant.5. Respondents are directed to deposit all the costs due against them till the next date of listing.6. List on 28.08.2024.7. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 2 of 2023 Inre : O.A. No. 308 of 2022

Rfn. Ekhalag Ahamad (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, 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>22.05.2024</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 Saurabh Yadav, Advocate holding brief of Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.2. Compliance affidavit has already been filed.3. No objection has been filed by the applicant but today Ld. Counsel for the applicant submits that payment has been made to the applicant and order has been complied with.4. Since order has been complied with, this Execution Application is disposed off in full satisfaction. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 6)

Ex. A. No. 28 of 2023 Inre : O.A. No. 183 of 2022

Ex. Nb. Sub. Gajadhar Prasad Applicant
By Legal Practitioner for the Applicant : Shri Dharam Raj Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 is present through video conferencing.2. Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present.3. Affidavit of responsible officer regarding present status of this execution case filed by the respondents is taken on record.4. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance or stay order of the Hon'ble High Court failing which respondents shall deposit cost of Rs.5,000/- which shall be remitted to the applicant.5. Respondents are directed to deposit all the costs due against them till the next date of listing.6. List on 11.09.2024.7. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 72 of 2023 Inre : O.A. No. 608 of 2021

Lt. Cdr. Vineet Walia (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Sarvesh Kumar Sharma, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Sarvesh Kumar Sharma, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>2. Ld. Counsel for the respondents submits that a letter dated 17.11.2023 has been sent to Military Hospital, Dehradun to conduct Re-Assessment Medical Board (RAMB) in compliance of order of this Tribunal but applicant is not approaching to concerned Hospital for his RAMB. Copy of letter has also been produced before the Bench for perusal.</p> <p>3. Respondents are directed to conduct RAMB of the applicant in the month of July, 2029 and applicant is directed to approach the concerned Hospital as per direction of the authorities.</p> <p>4. List on 27.08.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 172 of 2023 Inre : O.A. No. 523 of 2022

Ex. Nk. Shiv Bahadur Singh Applicant
By Legal Practitioner for the Applicant : Shri Rang Nath Pandey, Advocate
Shri Rahul Pandey, 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>22.05.2024</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 Rahul Pandey, Ld. Counsel for the applicant is present.2. Shri Pushpendra Mishra, Ld. Counsel for the respondents is present through video conferencing.3. Shri Rajeev Kumar Tiwari, Senior Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj is present through video conferencing.4. Objection to the compliance report has already been filed by the applicant.5. In para 5 of the objection it is stated that applicant is getting less amount than Ex. Nk. Gaya Prasad Pandey, who was retired in May, 2005 from Army Supply Corps and Ex. Nk. Maya Shankar Shukla, who retired on 30.09.2017.6. Ld. Counsel for the respondents may file reply regarding para 5 of the objection within two weeks.7. List on 22.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 9)

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

Ex. Hav. Ram Shankar Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant is present.2. Shri Yogesh Kesarwani, Ld. Counsel for the respondents is present through video conferencing.3. Affidavit of responsible officer regarding present status of this execution case filed by the respondents is taken on record.4. Affidavit of compliance has not been filed. Cost has also not been deposited.5. Ld. Counsel for the respondents prays for and is granted four weeks further time as last opportunity to file affidavit of compliance on payment of additional cost of Rs.5,000/- which shall be remitted to the applicant.6. List on 14.08.2024.7. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 313 of 2023 Inre : O.A. No. 1064 of 2022

Maj. Neha Akhoon (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri J.L. Joel, 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>22.05.2024</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 J.L. Joel, Ld. Counsel for the applicant is present through video conferencing.2. Major Uma Yadav, Departmental Representative for the respondents is present.3. Affidavit of compliance has not been filed. Affidavit of responsible officer has also not been filed.4. Departmental Representative prays for and is granted four weeks further time to file affidavit of compliance on payment of additional cost of Rs.6,000/- which shall be remitted to the applicant.5. Respondents are also directed to file affidavit of responsible officer regarding present status of this execution case and cause of delay in implementation of order within two weeks failing which respondents shall pay additional cost of Rs.2,000/- which shall be remitted to the applicant.6. Respondents are also directed to deposit all the costs due against them till the next date of listing.7. List on 23.08.2024.8. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 412 of 2023 Inre : O.A. No. 808 of 2022

Col. Sudhir Govil (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Sahilendra Kumar Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.2. Today is last opportunity to file affidavit of compliance.3. Affidavit of compliance has not been filed.4. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance on payment of cost of Rs.5,000/- which shall be remitted to the applicant.5. Respondents are also directed to file affidavit of responsible officer regarding present status of this execution case and cause of delay in implementation of order.6. List on 09.09.2024.7. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

Ex. A. No. 65 of 2024 Inre : O.A. No. 1118 of 2022

Ex. MWO Aditya Narain Verma 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>22.05.2024</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 Abhishek Singh, Ld. Counsel for the applicant is present through video conferencing.2. Shri Rajiv Pandey, Ld. Counsel for the respondents is present.3. Affidavit of compliance has not been filed.4. Ld. Counsel for the respondents prays for and is granted four weeks further time as last opportunity to file affidavit of compliance.5. Respondents are directed to file affidavit of responsible officer regarding present status of this execution case and cause of delay in implementation of order.6. List on 10.09.2024.7. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 13)

Ex. A. No. 66 of 2024 Inre : O.A. No. 532 of 2023

Ex. Sgt. Ram Prawesh Prasad 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 R.C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Abhishek Singh, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance and affidavit of responsible officer regarding present status of this execution case and cause of delay in implementation of order.</p> <p>4. List on 18.09.2024.</p> <p>5. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 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>22.05.2024</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 Saurabh Yadav, Advocate holding brief of Shri Ravi Kumar Yadav, Ld. Counsel for the applicant is present.2. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present through video conferencing.3. Rejoinder Affidavit filed by the applicant is taken on record.4. Now pleadings are complete.5. List on 14.08.2024 for final hearing. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 164 of 2023

MCERA (Hony. SLT) Paras Nath Pandey (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, 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>22.05.2024</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 Manish Kumar Rai, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>2. Ld. Counsel for the applicant has moved an Application for setting aside abatement and Substitution Application along with delay condonation application.</p> <p><u>Delay Condonation Application</u></p> <p>3. For the reasons stated in affidavit filed in support of delay condonation application, delay in filing the application for setting aside abatement and substitution application is condoned.</p> <p>4. Accordingly, application for setting aside abatement and Substitution Application are taken on record.</p> <p><u>Setting Aside Abatement Application</u></p> <p>5. It is submitted by the Ld. Counsel for the applicant that original applicant, Paras Nath Pandey, has died on 16.11.2023 during the pendency of Original Application No. 164 of 2023 leaving behind his legally wedded wife and children (Applicant Nos. 1 to 3) and the application for substitution could not be made within a period of 90 days from the date of death of the original applicant. The delay in filing the abatement application is due to non availability of legal heirs for the reasons of post death rituals, ill health of widow Nayantara Pandey and delay in getting copy of death certificate. Thus, delay is not intentional but circumstantial in nature and the same is liable to be condoned.</p> <p>6. For the reasons stated above, the abatement of Original Application is set aside.</p> <p><u>Substitution Application</u></p> <p>7. It is submitted by the Ld. Counsel for the applicant that the original applicant Paras Nath Pandey has died on 16.11.2023 during the pendency of</p>

Original Application No. 164 of 2023 leaving behind his legally wedded wife, namely, Nayantara Pandey and children, namely, Sri Saurabh Pandey (son) and Sri Gaurav Pandey (son) as legal heirs. In support of his submission, Ld. Counsel for the applicant has filed copy of Death Certificate dated 16.12.2023, annexed as Annexure – MA1 to the substitution application and affidavit sworn by Sri Saurabh Pandey.

8. For the reasons stated in affidavit filed in support of Substitution Application, the substitution application is allowed. The names of Sri Saurabh Pandey, Nayantara Pandey and Sri Gauav Pandey be substituted as applicant in place of original applicant i.e. No. 187017-R Paras Nath Pandey.

9. Applicant is directed to incorporate the amendment in the Original Application within two weeks.

O.A. No. 164 of 2023

10. List on **27.08.2024**.

(Vice Admiral Atul Kumar Jain)
Member (A)

(Justice Anil Kumar)
Member (J)

AKD/-

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

O.A. No. 483 of 2023

Ex. Nk. Ranjeet Kumar Applicant
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, 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>22.05.2024</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 Virat Anand Singh, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.2. Amendment application for the applicant was allowed and applicant was directed to carry out the amendment.3. Amendment has not been carried out.4. Today, Ld. Counsel for the applicant prays for and is permitted to carry out amendment during the course of the day.5. List this case for final hearing on 13.08.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 678 of 2023

Brig. Rajeev Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri S.G. Singh, Advocate
Shri Anand Kumar Yadav, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 none is present on behalf of the applicant.2. Shri Anurag Mishra, Ld. Counsel for the respondents is present through video conferencing.3. Counter Affidavit has not been filed.4. Last opportunity was granted to the respondents with condition that if Counter Affidavit is not filed opportunity to file Counter Affidavit shall stand closed.5. Counter Affidavit has not been filed.6. Opportunity to file Counter Affidavit is hereby closed.7. List on 01.08.2024 for final hearing. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 910 of 2023

Ex. Sub. Ranjit Kumar Das Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate
Shri Karunanidhi Yadav, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.2. Counter Affidavit filed by the respondents is taken on record.3. Ld. Counsel for the applicant is not inclined to file Rejoinder Affidavit.4. Heard Ld. Counsel for the parties.5. Original Application is partly allowed.6. For orders, see our order passed on separate sheets.7. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 917 of 2023 with M.A. No. 1197 of 2023

Ex. Sigm. Ghanshyam

Applicant

By Legal Practitioner for the Applicant : Shri Raj Narayan, Advocate

Versus

Union of India & Others

Respondents

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <ol style="list-style-type: none">1. List revised.2. On the case being taken up for hearing none is present on behalf of the applicant.3. Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present.4. Original Application No. 917 of 2023 along with Misc. Application No.1197 of 2023 is dismissed in default of the applicant. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 1062 of 2023

Ex. Hav. Rajesh Kumar Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, 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>22.05.2024</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 R. Chandra, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.2. Counter Affidavit filed on behalf of the respondents is taken on record.3. Rejoinder Affidavit may be filed within two weeks.4. List on 07.08.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 1142 of 2023

Ex. L/Nk. Gajendra Singh Rawat Applicant
By Legal Practitioner for the Applicant : Shri K.K. Singh Bisht, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 K.K. Singh Bisht, Ld. Counsel for the applicant is present through video conferencing.2. Dr. Gyan Singh, Ld. Counsel for the respondents is present through video conferencing.3. Despite grant of several opportunities granted to the respondents Counter Affidavit has not been filed.4. Ld. Counsel for the respondents prays for and is granted two weeks further time to file Counter Affidavit failing which opportunity to file Counter Affidavit shall stand closed.5. List on 08.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 1186 of 2023

Ex. Nk. Balwant Singh Applicant
By Legal Practitioner for the Applicant : Col. H.M. Maheshwari (Veteran), Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Saurabh Yadav, Advocate holding brief of Col. H.M. Maheshwari (Veteran), Ld. Counsel for the applicant is present.</p> <p>2. Shri Ram Saran Awasthi, Ld. Counsel for the respondents is present through video conferencing.</p> <p>3. Ld. Counsel for the respondents prays for and is granted two weeks further time to file Counter Affidavit.</p> <p>4. List on 01.08.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 1215 of 2023

Ex. Sep. Rajendra Prasad Ram Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 R. Chandra, Ld. Counsel for the applicant is present.2. Shri Ram Saran Awasthi, Ld. Counsel for the respondents is present through video conferencing.3. Counter Affidavit filed by the respondents is taken on record.4. Ld. Counsel for the applicant is not inclined to file Rejoinder Affidavit.5. Heard Ld. Counsel for the parties.6. Original Application is partly allowed.7. For orders, see our order passed on separate sheets.8. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 1235 of 2023

Ex. Hav. (ACB Nb. Sub.) Ram Bhawan Singh Applicant
By Legal Practitioner for the Applicant : Shri Vijay Kumar Pandey, Advocate
Shri Vishnu Kant Awasthi, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the respondents submits that he has received para-wise comments. He prays for and is granted four weeks further time to file Counter Affidavit.</p> <p>3. List on 05.08.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 1271 of 2023

Col. Anil Kumar Uniyal (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Singh, 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>22.05.2024</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 Singh, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present.2. Counter Affidavit has not been filed.3. Ld. Counsel for the respondents prays for and is granted four weeks further time as last opportunity to file Counter Affidavit.4. List on 02.08.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 1382 of 2023

Gp. Capt. Ajit Mohanty Applicant
By Legal Practitioner for the Applicant : Wg. Cdr. S.N. Dwivedi (Retd), 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>22.05.2024</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 Wg. Cdr. S.N. Dwivedi (Retd.), Ld. Counsel for the applicant is present through video conferencing.2. Shri Namit Sharma, Ld. Counsel for the respondents is also present through video conferencing.3. Counter Affidavit has not been filed.4. Ld. Counsel for the respondents prays for and is granted four weeks further time as last opportunity to file Counter Affidavit.5. List on 29.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 1416 of 2023 with M.A. No. 2052 of 2023

Ex. Sub. Satya Pal Applicant
By Legal Practitioner for the Applicant : Shri K.K. Misra, 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>22.05.2024</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 K.K. Misra, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.2. Objection on maintainability of the Original Application has already been taken on record.3. Applicant was granted time to file reply to the objection, if any, but reply has not been filed by the applicant.4. In para 2 of the objection the respondents have stated that the applicant was discharged on 31.08.2023 and applicant's disability element of disability pension claim has been rejected vide letter dated 02.09.2023 with the opportunity granted to the applicant to prefer an appeal, if not satisfied with the decision, but instead of availing the remedies to prefer an appeal, applicant directly filed the instant Original Application on 31.10.2023, which is pre-mature and is liable to be dismissed.5. Applicant is directed to file reply to para 2 of the objection filed by the respondents within a period of two weeks, failing which opportunity to file reply shall be closed.6. List on 22.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 28 of 2024

Hav./AA Bindu Mahesh Jaladi Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 R. Chandra, Advocate holding brief of Shri Yashpal Singh, Ld. Counsel for the applicant is present.2. Shri Yogesh Kesarwani, Ld. Counsel for the respondents is present through video conferencing.3. Counter Affidavit filed on behalf of the respondents is taken on record.4. Rejoinder Affidavit has not been filed.5. Rejoinder Affidavit may be filed within two weeks.6. List on 12.08.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 186 of 2024

Ex. Sep. (ACP Hav.) Mohan Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri G.S. Sikarwar, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Vinay Pandey, Ld. Counsel for the applicant is present.2. Shri G.S. Sikarwar, Ld. Counsel for the respondents is present through video conferencing.3. Ld. Counsel for the respondents prays for and is granted four weeks further time to file Counter Affidavit.4. List on 12.08.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

O.A. No. 224 of 2024 with M.A. No. 282 of 2024

Ex. Nk. Ram Naresh Singh Applicant
By Legal Practitioner for the Applicant : Shri Rohitash Kumar Sharma, 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>22.05.2024</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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Reply to objection for condonation of delay filed by the applicant is taken on record.</p> <p><u>M.A. No. 282 of 2024</u></p> <p>3. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>4. This Original Application has been filed for the grant of Disability Element of Disability Pension to the applicant.</p> <p>5. There is a delay of 24 years and 11 days in filing Original Application regarding which an application for condonation of delay has been filed.</p> <p>6. Ld. Counsel for the applicant submits that the delay in filing of the application is not deliberate but of the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. Ld. Counsel for the respondents submits that inordinate delay of more than 24 years has not been properly and satisfactorily explained on day-to-day basis.</p> <p>8. We have considered the submissions of Ld. Counsel for the parties and we find that the cause shown for the delay is sufficient. Further being pensionary matter and in view of the law laid down by the Hon'ble Apex court in the case of <i>Union of India and others Versus Tarsem Singh</i> [2008 (8) SCC 648], delay is condoned. Delay condonation application stands disposed off accordingly.</p> <p><u>O.A. No. 224 of 2024</u></p> <p>9. It is submitted by the Ld. Counsel for the applicant that applicant's claim</p>

for the grant of disability element of disability pension has been wrongly denied by the respondents.

10. Matter needs adjudication.

11. Admit.

12. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.

13. List on **19.09.2024**.

(Vice Admiral Atul Kumar Jain)
Member (A)

(Justice Anil Kumar)
Member (J)

AKD/-

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

O.A. No. 258 of 2024 with M.A. No. 324 of 2024

Ex. Sub. Maj. Mahesh Shahi Applicant
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate
Shri Narendra Kumar Mishra, Advocate
Shri Rahul Dev Tripathi, Advocate
Shri Swatantra Dev, Advocate
Shri Ankur Rawat, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Virat Anand Singh, Ld. Counsel for the applicant is present.2. Shri Yogesh Kewarwani, Ld. Counsel for the respondents is present through Video Conferencing.3. Respondents were directed to file objection, if any.4. Objection has not been filed.5. Ld. Counsel for the respondents prays for and is granted two weeks further time as last opportunity to file objection.6. List on 22.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 413 of 2024 with M.A. No. 493 of 2024

WO Shashi Bhushan (Retd.) Applicant
By Legal Practitioner for the Applicant : Shri R. Chandra, 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>22.05.2024</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 Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>2. In this case, respondents were directed to file objection against delay condonation application and maintainability of this Original Application.</p> <p>3. Ld. Counsel for the respondents prays for and is granted two weeks further time as last opportunity to file objection, if any.</p> <p>4. List on 11.07.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 33)

T.A. No. 66 of 2023

Rajpal Singh Applicant
By Legal Practitioner for the Applicant : Shri Veer Raghav Chaubey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Veer Raghav Chaubey, Ld. Counsel for the applicant is present.2. Dr. Gyan Singh, Ld. Counsel for the respondents is present through Video Conferencing.3. Applicant was granted time to file Bench Copy and also provide copy to the Ld. Counsel for the respondents within two weeks.4. Copy has not been provided by the applicant.5. Ld. Counsel for the applicant prays for and is granted two weeks as last opportunity to file copies as directed by the Tribunal failing which T.A. shall be dismissed in non-prosecution.6. List on 31.07.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 34)

T.A. No. 11 of 2024

Exd. Sgt. Suman Kumar Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar, Advocate
Shri Vinay Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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. Shri Raj Kumar and Shri Vinay Pandey, Advocates have filed Vakalatnama on behalf of the applicant. Their names be shown as Counsel for the applicant when the case is listed next.</p> <p>2. On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>3. Pleadings are complete.</p> <p>4. On the request of Ld. Counsel for the parties, list on 22.07.2024 for final hearing.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 35)

O.A. No. 261 of 2020

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

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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, Advocate holding brief of Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Ld. Counsel for the parties submitted that in this case pleading are complete.</p> <p>3. On the request of Ld. Counsel for the parties, list this case on 13.08.2024 for final hearing.</p> <p>4. Respondents are directed to produce original documents pertaining to this case for perusal of the Bench on the next date of listing.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (Sl. No. 36)

O.A. No. 1008 of 2023

Ex. Sub. Harihar Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Rohitash Kumar Sharma, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Rohitash Kumar Sharma, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.2. Original Application is partly allowed.3. For orders, see our order passed on separate sheets.4. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Suppl. SI. No. 1)

O.A. No. 519 of 2024 with M.A. No. 606 of 2024

WO Vinay Kumar Pandey

Applicant

By Legal Practitioner for the Applicant : Dr. Amit Asthana, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Ms. Appoli Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Ms. Appoli Srivastava, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing Dr. Amit Asthana, Ld. Counsel for the applicant is present.</p> <p>3. Ms. Appoli Srivastava, Ld. Counsel for the respondents is present through video conferencing.</p> <p><u>M.A. No. 606 of 2024</u></p> <p>4. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>5. This Original Application has been filed for the grant of Disability Pension to the applicant.</p> <p>6. There is a delay of 06 months and 14 days in filing Original Application regarding which an application for condonation of delay has been filed.</p> <p>7. 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.</p> <p>8. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>9. 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, delay is condoned. Delay condonation application stands disposed off accordingly.</p> <p><u>O.A. No. 519 of 2024</u></p> <p>10. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability Pension has been wrongly denied by the respondents.</p> <p>11. Matter needs adjudication.</p> <p>12. Admit.</p> <p>13. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.</p> <p>14. List on 19.09.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</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. 520 of 2024

Gp. Capt. Sandeep Kaul (Retd.)

Applicant

By Legal Practitioner for the Applicant : Shri Gp. Capt. Y. Venugopal (Retd.), Advocate
Dr. Amit Asthana, 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>22.05.2024</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. Memo of Appearance filed by Shri Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Dr. Amit Asthana, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents through video conferencing.3. This Original Application has been filed for the grant of Disability Pension to the applicant.4. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability Pension has been wrongly denied by the respondents.5. Matter needs adjudication.6. Admit.7. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.8. List on 19.09.2024. <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Suppl. SI. No. 3)

O.A. No. 523 of 2024 with M.A. No. 605 of 2024

N. Satya Prakash Dhiman (Retd.)

Applicant

By Legal Practitioner for the Applicant :

Shri Sarvesh Kumar Verma, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents :

Shri D.K. Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 D.K. 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 Sarvesh Kumar Sharma, Ld. Counsel for the applicant is present through video conferencing.</p> <p>3. Shri D.K. Pandey, Ld. Counsel for the respondents is present.</p> <p><u>M.A. No. 605 of 2024</u></p> <p>4. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>5. This Original Application has been filed for the grant of Disability Pension to the applicant.</p> <p>6. There is a delay of 07 months and 16 days in filing Original Application regarding which an application for condonation of delay has been filed.</p> <p>7. 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.</p> <p>8. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>9. 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, delay is condoned. Delay condonation application stands disposed off accordingly.</p> <p><u>O.A. No. 523 of 2024</u></p> <p>10. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability Pension has been wrongly denied by the respondents.</p> <p>11. Matter needs adjudication.</p> <p>12. Admit.</p> <p>13. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.</p> <p>14. List on 19.09.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

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. 527 of 2024 with M.A. No. 608 of 2024

Ex. Sub. Ram Anuj

Applicant

By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate
Shri Saurabh Yadav, Advocate
Versus

Union of India & Others

Respondents

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

Notes of the Registry	Orders of the Tribunal
	<p><u>22.05.2024</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 Bipin Kumar Singh Vats, 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 Saurabh Yadav, Ld. Counsel for the applicant is present.</p> <p>3. Shri Bipin Kumar Singh Vats, Ld. Counsel for the respondents is present through video conferencing.</p> <p><u>M.A. No. 608 of 2024</u></p> <p>4. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>5. This Original Application has been filed for the grant of Disability Element of disability Pension to the applicant.</p> <p>6. There is a delay of 07 months and 23 days in filing Original Application regarding which an application for condonation of delay has been filed.</p> <p>7. 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.</p> <p>8. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>9. 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, delay is condoned. Delay condonation application stands disposed off accordingly.</p> <p><u>O.A. No. 527 of 2024</u></p> <p>10. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of disability element of disability Pension has been wrongly denied by the respondents.</p> <p>11. Matter needs adjudication.</p> <p>12. Admit.</p> <p>13. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.</p> <p>14. List on 19.09.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>

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

M.A. No. 600 of 2024 Inre : O.A. No. 478 of 2023

Ex. Sub. Fayaz Khan Applicant
By Legal Practitioner for the Applicant : Shri J.L. Joel, 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>22.05.2024</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 J.L. Joel, Ld. Counsel for the intervener (AGIF) and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present through video conferencing.</p> <p>2. List this case along with Original Application No. 478 of 2023 on 30.05.2024.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>AKD/-</p>