

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. 823 of 2024 with M.A. No. 922 of 2024

**Ex Rect Abhishek Rai** Applicant  
By Legal Practitioner for the Applicant : Shri Manish Mishra, Advocate  
Shri Gaurav Upadhyay, 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><b>27.08.2024</b></u> <u><b>Hon’ble Mr. Justice Anil Kumar, Member (J)</b></u> <u><b>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</b></u></p> <p>1. Memo of Appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing Shri Gaurav Upadhyay, Ld. Counsel for the applicant andShri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>3. Heard the Id. Counsel for the parties and perused the records.</p> <p>4. As prayed by Id. Counsel for the applicant,list this case on <b>09.10.2024</b>to enable the applicant to file document, if any, in support of his case.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 4)

O.A. No. 825 of 2024

**Ex Hav Vinod Kumar** Applicant  
By Legal Practitioner for the Applicant : Mohd. Zafar Khan, 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><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of Appearance filed by Ms. Kavita Mishra, 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.</li><li>2. On the case being taken up for hearingMohd. Zafar Khan, Ld. Counsel for the applicant is present before the Court andMs. Kavita Mishra, Ld. Counsel for the respondentsis present through Video Conferencing.</li><li>3. 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.</li><li>4. Case needs adjudication.</li><li>5. Admit.</li><li>6. Ld. Counsel for the respondents seeks and is allowed four weeks’ time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</li><li>7. List on <b>12.12.2024</b>.</li></ol> <div><div><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></div><div><b>(Justice Anil Kumar)</b> <b>Member (J)</b></div></div> <p>RK/-</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. 826 of 2024 with M.A. No. 926 of 2024

Ex MWO Man Singh Applicant  
By Legal Practitioner for the Applicant : Shri DK Dixit, Advocate  
Shri Mridul Pandey, Advocate  
Shri Rakesh Kumar Singh, Advocate  
Shri VP Pandey, Advocate  
**Versus**

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Dr. Alok 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 RK Singh, Ld. Counsel for the applicant is present before the Court andDr. Alok Kumar Mishra, Ld. Counsel for the respondentsis present through Video Conferencing.</p> <p><b><u>M.A. No. 926 of 2024</u></b></p> <p>3. Heard the Id. counsel for the parties and perused the records.</p> <p>4. There is delay of 02 years09 months and 05 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><b><u>O.A. No. 826 of 2024</u></b></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 <b>12.12 .2024</b>.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A) RK/-</div><div>(Justice Anil Kumar) Member (J)</div></div>

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. 828 of 2024 with M.A. No. 927 of 2024  
MWO (HFO) Umakant Tripathi (Retd) Applicant  
By Legal Practitioner for the Applicant : Shri Pankaj Kumar Shukla, Advocate  
Shri Ram Jivan Dixit, 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>27.08.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Arvind Kumar Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.</p> <p><u>M.A. No. 927 of 2024</u></p> <p>3. Heard the Id. counsel for the parties and perused the records.</p> <p>4. As reported by the Registry, there is delay of 01 month and 20 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. 828 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 <b>12.12.2024</b>.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A) RK/-</p> <p>(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. 7)

O.A. No. 829 of 2024 with M.A. No. 928 of 2024

**JWO Chandan Kumar Mishra (Retd)** Applicant  
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate  
Ms. Upasna Mishra, Advocate  
Shri Narayan Dutt Mishra, Advocate  
Shri Amit Kumar Shukla, Advocate  
Shri Abhishek Pandey, Advocate  
Shri Pradeep Kumar Pandey, 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><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Devesh 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 Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Devesh Kumar Mishra, Ld. Counsel for the respondents are present.</p> <p><b><u>M.A. No. 928 of 2024</u></b></p> <p>3. Heard the ld. counsel for the parties and perused the records.</p> <p>4. There is delay of 01 month and 20 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><b><u>O.A. No. 829 of 2024</u></b></p> <p>5. 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> <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. It has been submitted that the name of the applicant's counsel has wrongly been mentioned in the cause list. Registry is directed to correct the name of the applicant's counsel as <b>Pradeep Kumar Mishra</b> instead of Pradeep Kumar Pandey.</p> <p>10. List on <b>12.12.2024</b>.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>RK/-</p>
--	--

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

Ex-A. No. 317 of 2024 Inre: O.A. No. 609 of 2023

Sgt Vijay Vikrant Somvanshi  
By Legal Practitioner for the Applicant : Shri Rahul Pal, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. 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>2. On the case being taken up for hearing Shri Rahul Pal, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents are present.</p> <p>3. Heard the Id. Counsel for the parties and perused the records.</p> <p>4. This is a fresh execution application filed for implementation of order dated 19.10.2023 of this Tribunal passed in Original Application No. 609 of 2023.</p> <p>5. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.</p> <p>6. List on <b>10.12.2024</b>.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 9)

Ex-A. No. 318 of 2024 Inre: O.A. No. 758 of 2023

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

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.08.2024</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 Mrs. Deepti Prasad Bajpai, 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 Shri Rahul Pal, Ld. Counsel for the applicant is present before the Court and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents is present through video conferencing.</p> <p>3. Heard the Ld. Counsel for the parties and perused the records.</p> <p>4. This is a fresh execution application filed for implementation of order dated 02.12.2023 of this Tribunal passed in Original Application No. 758 of 2023.</p> <p>5. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.</p> <p>6. List on <b>10.12.2024</b>.</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(Suppl Sl. No. 10)

Ex-A. No. 319 of 2024 Inre: O.A. No. 536 of 2023

Ex POWTR Sandeep Kumar

Applicant

By Legal Practitioner for the Applicant : Shri Dhiraj Kumar, Advocate  
Shri Rahul Pal, 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><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Rajiv 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 Rahul Pal, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>3. Heard the Id. Counsel for the parties and perused the records.</p> <p>4. This is a fresh execution application filed for implementation of order dated 04.10.2023 of this Tribunal passed in Original Application No. 536 of 2023.</p> <p>5. Ld. Counsel for the respondents prays for and is allowed four weeks time to seek instructions and to file affidavit of compliance of the order of this Tribunal.</p> <p>6. List on <b>10.12.2024</b>.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>RK/-</p>

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

T.A. No. 21 of 2024

Wg Cdr Manoj Kumar (Retd) Applicant  
By Legal Practitioner for the Applicant : Shri -, 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><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Amit Jaiswal, 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 hearingShri Amit Jaiswal, Ld. Counsel for the respondentsis present.</p> <p>3. This case has been received by transfer from the Principal Bench, New Delhi.</p> <p>4. Shri Vinay Pandey, Advocate put his appearance through video conferencing on behalf of the applicant and submits that he will file his Vakalatnama on behalf of the applicant. He prays for and is granted two weeks time to file his Vakalatnama.</p> <p>5. List on <b>26.09.2024</b>.</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. 1)

Ex-A. No. 86 of 2022 Inre: O.A. No. 303 of 2019

**Rect Beeresh Kumar** Applicant  
By Legal Practitioner for the Applicant : Shri Yashpal 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><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearingShri Yashpal Singh, Ld. Counsel for the applicantandShri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit filed on behalf of the respondents regarding present status of the case, is taken on record.</p> <p>3. Ld. Counsel for the respondents submits that the matter is subjudice before the Hon’ble Apex Court. Respondents are directed to file the order of the Hon’ble Apex Court within two weeks.</p> <p>4. List on <b>18.12.2024</b>.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 107 of 2022Inre: O.A. No.11 of 2021

Ex Hav Arun Kumar Singh  
By Legal Practitioner for the Applicant : Shri R Chandra, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 hearingShri R Chandra, Ld. Counsel for the applicant is present before the Court and Shri Shyam Singh, Ld. Counsel for the respondentsis present through video conferencing.</div><div>2. Ld. Counsel for the respondents submits that a writ petition has been filed before the Hon’ble High Court in which stay order has been granted. He prays for and is granted two weeks time to file the copy of the stay order passed by the Hon’ble High Court.</div><div>3. Respondents are further directed to deposit all the cost due against them till the next date of listing.</div><div>4. List on 18.12.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) 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. 3)

Ex - A. No. 384 of 2022 Inre: O.A. No.641 of 2021

Ex Hav Vijay Bahadur  
By Legal Practitioner for the Applicant : Shri KP Datta, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 hearingShri KP Datta, Ld. Counsel for the applicant is present before the Court and Shri Pushpendra Mishra, Ld. Counsel for the respondentsis present through video conferencing.</div><div>2. It has been submitted by the Id. Counsel for the respondents that a writ petition has been filed against the order of this Tribunal in which stay order has been passed.</div><div>3. Perusal of the file reveals that copy of the stay order has not been filed by the respondents. Respondents are directed to file the copy of the stay order within two weeks failing which respondents shall deposit cost of Rs. 2000/-in the Registry.</div><div>4. List on 18.12.2024.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div><div>RK/-</div></div>

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

Ex - A. No.60 of 2023 Inre: O.A. No.869 of 2021

Ex Hav (MACP Nb Sub) Paramatma Mishra  
By Legal Practitioner for the Applicant : Mohd. Zafar Khan, 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><div>27.08.2024</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 hearingMohd. Zafar Khan, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</div><div>2. Compliance affidavit has not been filed by the respondents. Cost has also not been deposited.</div><div>3. Affidavit of responsible officer with regard to the status of the execution and cause of delay in implementation of the order has also not been filed by the respondents.</div><div>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. 8000/- in the Registry which shall be remitted to the applicant.</div><div>5. Respondents are further directed to file an affidavit with regard to the status of the execution and cause of delay in implementation of the order.</div><div>6. Respondents are also directed to deposit all the cost due against them by the next date of listing.</div><div>7. List on 18.12.2024.</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) Member (A)</div><div>(Justice Anil Kumar) 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. 5)

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 Verma, 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><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Sarvesh Kumar Verma, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. The applicant filed O.A. No 608 of 2022 which was partly allowed vide order dated 19.05.2022 and direction was given to respondents to grant disability pension to the applicant @ 30% for two years which was rounded of to 50% for two years. Respondents were further directed to conduct fresh Re-Survey Medical Board to assess further entitlement of disability pension to the applicant. In compliance of order applicant was granted disability pension for two years but fresh Re-Survey Medical Board of the applicant was not conducted.</p> <p>3. Being aggrieved, applicant filed Ex. A. No. 72 of 2023 with the prayer to conduct fresh Re-Survey Medical Board of the applicant for further entitlement of disability pension. In spite of granting number of opportunities, Re-Survey Medical Board of the applicant was not granted. In compliance of order, applicant was asked to submit certain documents which he has submitted.</p> <p>4. Vide order dated 22.05.2024, direction was given to respondents to conduct fresh Re-Survey Medical Board of the applicant in the month of July and applicant was directed to approach the concerned Hospital as per direction</p>

of the authorities.

5. Applicant reported for Re-Survey Medical Board at Military Hospital, Dehradun on 29.07.2024 along with Release Medical Board proceedings (RMB) and copy of Court Order but his Re--Survey Medical Board was not conducted.

6. It is matter of concern that in spite of order dated 19.05.2022 passed in O.A. No 608 of 2021 and further order dated 22.05.2024, passed in Ex. Application No 72 of 2023, RSMB of the applicant has not been conducted till date. Respondents were required to sent a fresh letter indicating date and time for conducting of Re-Survey Medical Board of the applicant but the same was not done. Such a serious lapse on part of the respondents is not acceptable.

7. In view of the facts stated above, respondents are further directed to conduct fresh Re-Survey Medical Board of the applicant within two months from the date of issuance of this letter on payment of cost of Rs. 10,000/- which shall be deposited in the Registry, failing which responsible officer shall file his affidavit for non-compliance of order of the Tribunal. The applicant is directed to approach the concerned Hospital for conducting his RSMB as per direction of the authorities

8. List on **06.12.2024**.

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

(Justice Anil Kumar)  
Member (J)



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

**Ex -A. No. 179 of 2023 Inre: O.A. No.383 of 2022**

**Ex Sgt Santosh Kumar** Applicant  
By Legal Practitioner for the Applicant : Shri R Chandra, 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><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri R Chandra, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents are present.</li> <li>2. Compliance affidavit has not been filed by the respondents. Cost has not been deposited. Affidavit with regard to the present status of the case has also not been filed.</li> <li>3. Ld. Counsel for the respondents prays for and is granted further four week's time to file compliance affidavit on payment of additional cost of Rs. 15,000/- in the Registry which shall be remitted to the applicant.</li> <li>4. Responsible officer (Director PS-4) be present before the Bench on the next date of listing at 11:00 AM to clarify the cause of delay in implementation of the order.</li> <li>5. Respondents are also directed to deposit all the cost due against them by the next date of listing.</li> <li>6. List on <b>10.12.2024</b>.</li> <li>7. Copy of the order be provided to the respondents/Legal Cell for compliance of the order.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="349 2134 784 2201">(Vice Admiral Atul Kumar Jain) Member (A)</div> <div data-bbox="922 2134 1211 2201">(Justice Anil Kumar) Member (J)</div> </div> <p data-bbox="349 2231 402 2255">RK/-</p>

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

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

**Ex - A. No. 485 of 2023 Inre: O.A. No.951 of 2022**

**Ex Nb Sub Satyendra Kumar Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Dwijendra Nath Pandey, 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><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Dwijendra Nath Pandey, Ld. Counsel for the applicant is not present today. Shri JN Mishra, Ld. Counsel for the respondents assisted by Shri R.K. Tiwari, Sr. Account Officer, PCDA(P), Prayagraj are present.</p> <p>2. Shri R.K. Tiwari, Sr. Account Officer, PCDA(P), Prayagraj submits that payment has been made to the applicant.</p> <p>3. Compliance affidavit filed on behalf of the respondents is taken on record to which the applicant may file objection, if any, within a week.</p> <p>4. List on <b>25.11.2024</b>.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b>  <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> <p>RK/-</p>

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

**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 1(SI. No. 8)**

**EX-A. No. 100 of 2024 Inre: O.A. No. 59 of 2023**

**MWO Shubhash Chandra Sharma (Retd)** Applicant  
By Legal Practitioner for the Applicant : Shri Chaturbhuj Dwivedi, Advocate

## Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri Chaturbhuj Dwivedi, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present through video conferencing.</li> <li>2. Compliance affidavit has not been filed by the respondents.</li> <li>3. Ld. 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 a last opportunity of further four weeks time to file Compliance Affidavit / stay order.</li> <li>4. List on <b>04.12.2024</b>.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="349 1658 782 1720"> <p><b>(Vice Admiral Atul Kumar Jain)</b>  <b>Member (A)</b></p> </div> <div data-bbox="849 1658 1209 1720"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>RK/-</p>

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</li> <li>2. Compliance affidavit has not been filed by the respondents.</li> <li>3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit as a last opportunity.</li> <li>4. List on <b>04.12.2024</b>.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> </div> <div style="text-align: center;"> <p>(Justice Anil Kumar) Member (J)</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. 10)

Ex-A. No. 102 of 2024 Inre: O.A. No. 908 of 2022

**WO Devendra Pal Singh (Retd)** Applicant  
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Advocate  
Shri Gopal Dwivedi, Advocate  
Ms. Upasna Mishra, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>27.08.2024</b></u> <u><b>Hon’ble Mr. Justice Anil Kumar, Member (J)</b></u> <u><b>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</b></u></p> <p>1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present through video conferencing.</p> <p>2. Compliance affidavit has not been filed by the respondents.</p> <p>3. Ld. Counsel for the respondents prays for and is granted further four weeks time to file Compliance Affidavit as a last opportunity.</p> <p>4. Respondents are also 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. List on <b>04.12.2024</b>.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>RK/-</p>

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

O.A. No. 164 of 2023

MCERA I (Hony SLT) Paras Nath Pandey  
By Legal Practitioner for the Applicant : Shri Manish Kumar Rai, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>27.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</div><div>2. Amendment has been incorporated by the applicant. Learned counsel for the applicant is directed to provide a copy of amended O.A. to learned counsel for the respondents.</div><div>3. Learned counsel for the respondents prays for and is granted two weeks’ time to file supplementary counter affidavit.</div><div>4. List on 15.10.2024.</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>

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

O.A. No. 478 of 2023 with M.A. No. 600 of 2024

Ex Sub Fayaz Khan  
By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 Ravi Kumar Yadav, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present through video conferencing.</div><div>2. Matter needs physical hearing.</div><div>3. List on 25.11.2024 for physical hearing.</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. 14)

O.A. No. 764 of 2023

Ex Rect Amar Chaudhary  
By Legal Practitioner for the Applicant : Wg Cdr Ajit Kakkar (Retd), Advocate  
Shri Manoj Kumar Awasthi, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>27.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</div><div>2. On the last date applicant was granted time to file rejoinder affidavit which has not been filed. Learned counsel for the applicant prays for further four weeks’ time to file rejoinder affidavit.</div><div>3. As a last chance, four weeks’ further time is granted to applicant to file rejoinder affidavit.</div><div>4. List on 21.11.2024.</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>



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

O.A. No. 1181 of 2023

Ex Hav Ajay Singh BhadauriyaApplicant  
By Legal Practitioner for the Applicant : Shri Chaturbhuj Dwivedi, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. List revised.</div><div>2. On the case being taken up for hearing Shri Chaturbhuj Dwivedi, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</div><div>3. Counter affidavit filed by learned Counsel for the respondents is taken on record. Applicant may receive copy of the counter affidavit from learned counsel for the respondents. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks.</div><div>4. List on 13.11.2024.</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. 16)

O.A. No. 1362 of 2023

Ex Sgt Saroj KumarApplicant  
By Legal Practitioner for the Applicant : Shri Shiv Kant Pandey, Advocate  
Shri Amit Pandey, Advocate  
Ms. Nisha Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. List revised.</div><div>2. On the case being taken up for hearing Ms. Nisha Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</div><div>3. Counter affidavit filed by learned Counsel for the respondents is taken on record. Applicant may receive copy of the counter affidavit from learned counsel for the respondents. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks.</div><div>4. List on 13.11.2024.</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. 17)

O.A. No. 1436 of 2023

JWO Prahlad Singh Bhukhariya (Retd)  
By Legal Practitioner for the Applicant : Shri Mahendra Kumar Singh, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 Mahendra Kumar Singh, Ld. Counsel for the applicant and Shri Vishwesh Kumar, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit filed by learned Counsel for the respondents today in the court is taken on record. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks.</div><div>3. List on 14.11.2024.</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. 18)

O.A. No. 1464 of 2023

Ex Nb / Sub Umesh Chandra  
By Legal Practitioner for the Applicant : Shri KK Misra, Advocate

Applicant

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

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 KK Misra, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.</div><div>2. Counter affidavit filed by learned Counsel for the respondents is taken on record. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks.</div><div>3. List on 25.10.2024.</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. 19)

O.A. No. 225 of 2024

Ex JWO Tejvir Singh  
By Legal Practitioner for the Applicant : Shri Rama Kant, Advocate  
Shri Pushpendra Kumar Dhaka, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 Rama Kant, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents are present.</div><div>2. On the last date time was granted to respondents to file counter affidavit which has not been filed. Learned counsel for the respondents submits that he has received parawise comments today. He prays for and is allowed four weeks’ further time to file Counter Affidavit.</div><div>3. List on 25.10.2024.</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. 20)

O.A. No. 238 of 2024

**Nk Kamlesh Kumar Singh (Retd)** Applicant  
By Legal Practitioner for the Applicant : Shri Tatsat Shukla, Advocate  
Shri Dhiraj Kumar, Advocate  
Shri Rahul Pal, Advocate

**Versus**

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Tatsat Shukla, Ld. Counsel for the applicant and Maj Uma Yadav, Departmental Representative for the respondents are present. Learned counsel for the respondents is not present.</p> <p>2. On the last date time was granted to respondents to file counter affidavit which has not been filed.</p> <p>3. Departmental representative submits that parawise comments have been forwarded to learned counsel for the respondents. She prays for and is allowed four weeks’ time to file Counter Affidavit.</p> <p>4. List on <b>07.11.2024</b>.</p> <div><div><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</div><div><b>(Justice Anil Kumar)</b> Member (J)</div></div> <p>UKT/-</p>

**O.A. No. 562 of 2024 with M.A. No. 836 of 2024**

**Maj Pradeep Singh Sajwan** Applicant  
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, Advocate  
Shri Anand Kumar, Advocate

## Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant is physically present. Shri Sunil Sharma, Ld. Counsel for the respondents is not present.</p> <p>2. Objection on interim relief filed by the respondents is taken on record.</p> <p>3. Amendment application filed by the applicant is taken on record.</p> <p>4. Heard learned counsel for the parties on amendment application and perused the record.</p> <p>5. By means of this amendment application, applicant has prayed to delete prayer clause 8 (c) and Respondent No 06 from array of parties. This is a routine nature of amendment and will not change the nature of the case. Learned counsel for the respondents has no objection. Amendment application is allowed. Learned counsel for the applicant is directed to make proposed amendment within a week.</p> <p>6. Learned counsel for the respondents prays for and is granted four weeks' time to file reply to objection on interim relief.</p> <p>7. List on <b>09.10.2024</b>.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b> <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>UKT/-</p>

**R.A. No. 68 of 2023 with M.A. No. 1772 of 2023**  
**Inre: O.A. No. 815 of 2022**

**Ex Craftman (Vehicle Mechanic)** Applicant  
**Rajesh Kumar Awasthi**  
By Legal Practitioner for the Applicant : Shri Virat Anand 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><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Objection against the application for Review of order dated 06.01.2023 filed by the respondents is taken on record. The applicant prayed for listing the matter in the Court for hearing and the matter was heard by the Court.</p> <p>3. The applicant has filed this Review Application under Rule 18 of the Armed Forces Tribunal (Procedure) Rules, 2008 with the prayer to review judgement and order dated 06.01.2023 passed in O.A. No 815 of 2022, Ex Craftman Rajesh Kumar Awasthi Vs Union of India &amp; Others and to grant disability pension to the applicant from the date of discharge.</p> <p>4. There is delay of 08 months and 04 days in filing Review Application.</p> <p>5. As per judgment of Larger Bench AFT, Principal Bench, New Delhi, dated 16.11.2021 passed in M.A. No 321 of 2018 in R.A. (Diary No 10920 of 2018 in O.A. No 64 of 2016, in the case of <b><i>Union of India &amp; Ors Versus Ex Sep M Anthony Victor</i></b>, the delay in filing Review Application is condonable. In the said judgment, Hon'ble Principal Bench has held that:-</p> <p style="padding-left: 40px;"><b><i>“The tribunal is conferred with power under the Act and the Rules framed thereunder to condone delay under Section 5 of the Limitation Act in filing the Review Application despite rule 18 of the Rules”.</i></b></p>



6. In view of decision of larger Bench of AFT, New Delhi, application for condonation of delay in moving Review application is allowed and delay in filing the Review Application is condoned.

7. We have also gone through the grounds and reasons indicated in the affidavit filed in support of review application. The judgment and order sought to be reviewed was passed in proper prospective after considering all the facts and circumstances. No illegality or irregularity or error apparent on the face of record has been shown to us so as to review the aforesaid judgment of this Court.

8. It is settled proposition of law that the scope of the review is limited and the applicant has to show that there is error apparent on the face of the record. For ready reference the Order 47 Rule 1 Sub Rule (1) of the Code of Civil Procedure is reproduced below :-

*“1. Application for review of judgment.- (1) any person considering himself aggrieved---*

*(a) by a decree or order from which an appeal is allowed, but from which no appeal has been preferred,*

*(b) by a decree or order from which no appeal is allowed by this Code, or*

*(c) by a decision on a reference from a Court of Small Causes, and who, from the discovery of new and important matter or evidence which, after the exercise of due diligence, was not within his knowledge or could not be produced by him at the time when the decree was passed or order made, or on account of some mistake or error apparent on the face of the record , or for any other sufficient reason, desires to obtain a review of the decree passed or order made against him, may apply for a review of judgment of the Court which passed the decree or made the order.”*

9. In view of the principles of law laid down by the Hon’ble Supreme Court in various decisions, it is settled that the scope of review jurisdiction is very limited and re-hearing is not permissible. Hon’ble the Supreme Court in Para 9 of its judgment in the case of **Parsion Devi and Others vs. Sumitri Devi and others** reported in (1997) 8 Supreme Court Cases 715, has observed as under :-

*“9. Under Order 47 Rule 1 CPC a judgment may be open to review inter alia if there is a mistake or an error apparent on the face of the record. An error which is not self evident and has to be detected*

*by a process of reasoning, can hardly be said to be an error apparent on the face of the record justifying the court to exercise its power review under Order 47 Rule 1 CPC. In exercise of the jurisdiction under Order 47 Rule 1 CPC it is not permissible for an erroneous decision to be "reheard and corrected". There is a clear distinction between an erroneous decision and an error apparent on the face of the record. While the first can be corrected by the higher forum, the latter only can be corrected by exercise of the review jurisdiction. A review petition has a limited purpose and cannot be allowed to be "an appeal in disguise."*

10. In the instant case, the details mentioned in the review application had already been taken into consideration and discussed in detail and thereafter the order was passed. In view of the principle of law laid down by Hon'ble the Apex Court in the case of **Parsion Devi and Others** (supra), we are of the considered view that there is no error apparent on the face of record in the impugned order dated 06.01.2023, which may be corrected in exercise of review jurisdiction.

11. Accordingly, the Review Application No. 68 of 2023 is hereby **rejected**.

(Vice Admiral Atul Kumar Jain)  
Member (A)

(Justice Anil Kumar)  
Member (J)

UKT/-

Form No. 4

{See rule 11(1)}  
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No. 1 (Sl. No. 23)

R.A. No. 3 of 2024 Inre: O.A. No. 464 of 2023

**Ex ACP Nk Ram Pal Singh** Applicant  
By Legal Practitioner for the Applicant : Shri KP Datta, Advocate

**Versus**

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri KP Datta, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</p> <p>2. As prayed by learned counsel for the applicant, list on <b>20.12.2024</b>.</p> <div><div><b>(Vice Admiral Atul Kumar Jain)</b> Member (A)</div><div><b>(Justice Anil Kumar)</b> Member (J)</div></div> <p>UKT/-</p>

**C.A. No. 2 of 2023 Inre: O.A. No. 412 of 2021**

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri KKS Bisht, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p>2. List on <b>29.08.2024</b> along with Ex No 5 of 2022.</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. 25)

Ex-A. No. 51 of 2021 Inre: O.A. No. 731 of 2020

Maj Vinay Sharma

By Legal Practitioner for the Applicant :

Shri Yashpal Singh, Advocate  
Shri RK Mishra, Advocate  
Shri Kapil Sharma, Advocate  
Ms. Upasna Mishra, Advocate

Applicant

Union of India & Others

By Legal Practitioner for Respondents :

Shri Namit Sharma, Advocate

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><u>27.08.2024</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 Yashpal Singh, Ld. Counsel for the applicant is physically present. Shri Namit Sharma, Ld. Counsel for the respondents is present through video conferencing.</div><div>2. Shri Yashpal Singh, submits that he is not counsel of the applicant in this case. Registry is directed to delete his name as learned counsel for the applicant.</div><div>3. Today case was listed for physical hearing but learned counsel for the parties are not present physically.</div><div>4. List on12.11.2024for physical hearing.</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. 26)

O.A. No. 731 of 2020 with M.A. No. 117 of 2021,  
M.A. No. 443 of 2020 Alongwith Ex-A. No. 51 of 2021  
Inre: O.A. No. 731 of 2020

**Maj Vinay Sharma**  
By Legal Practitioner for the Applicant :

Shri Yashpal Singh, Advocate  
Shri Raj Kumar Mishra, Advocate  
Ms. Upasna Mishra, Advocate  
Shri Kapil Sharma, Advocate

Applicant

**Union of India & Others**  
By Legal Practitioner for Respondents :

Shri Namit Sharma, Advocate

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><u>27.08.2024</u> <b>Hon’ble Mr. Justice Anil Kumar, Member (J)</b> <b>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</b></div><div><div>1. On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.</div><div>2. Shri Yashpal Singh, submits that he is not counsel of the applicant in this case. Registry is directed to delete his name as learned counsel for the applicant.</div><div>3. Today case was listed for physical hearing but learned counsel for the parties are not present physically.</div><div>4. List on12.11.2024for physical hearing.</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. 27)**

**O.A. No. 449 of 2021 with M.A. No. 556 of 2023**

**Sep Deepak Kumar Gupta** 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><b><u>27.08.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Rejoinder affidavit filed by the applicant is taken on record.</p> <p>3. Pleadings have been exchanged.</p> <p>4. List on <b>21.11.2024</b> for final hearing.</p> <p><b>(Vice Admiral Atul Kumar Jain)</b>  <b>Member (A)</b></p> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> <p>UKT/-</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. 219 of 2022

Ex Sep Chandra Sekhar  
By Legal Practitioner for the Applicant : Shri Ved Prakash Pandey, Advocate  
Shri Rakesh Kumar Singh, 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>27.08.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. List revised.</div><div>2. On call of the case, Dr. Gyan Singh, learned counsel for the respondents is present. No one is present on behalf of the applicant.</div><div>3. Learned counsel for the applicant is not present, hence the case is adjourned.</div><div>3. List on 18.11.2024.</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. 29)

O.A. No. 296 of 2023

Hony Nb Sub Anil Yadav  
By Legal Practitioner for the Applicant : Shri KP Datta, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div>27.08.2024</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 hearing Shri KP Datta, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</div><div>2. Heard learned counsel for the parties and perused the record.</div><div>3. Argument concluded.</div><div>4. Order reserved.</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></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. 734 of 2023

Ex Sub Basanta Kumar Sahoo  
By Legal Practitioner for the Applicant : Col AK Srivastava (Retd), Advocate  
Shri Amrendu Srivastava, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>27.08.2024</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 Col AK Srivastava (Retd), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</div><div>2. Heard learned counsel for the parties and perused the record.</div><div>3. O.A is 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)</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. 31)

O.A. No. 821 of 2023

Ex HFO Satish Chandra RaiApplicant  
By Legal Practitioner for the Applicant : Shri Shiv Kant Pandey, Advocate  
Shri Amit Pandey, Advocate  
Ms. Nisha Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 Ms. Nisha Pandey, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present.</div><div>2. Learned counsel for the applicant submits that his senior Shri Shiv Kant Pandey, is not available today and prays for adjournment of the case. Accordingly, the case is adjourned.</div><div>3. List on 21.10.2024.</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. 32)

O.A. No. 1238 of 2023

Ex Sigmn (Dvr MT) Subhash Chand  
By Legal Practitioner for the Applicant : Shri KK Misra, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>27.08.2024</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 KK Misra, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.</div><div>2. Rejoinder affidavit filed by the applicant is taken on record.</div><div>3. Pleadings have been exchanged.</div><div>4. List on 24.10.2024 for final hearing.</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. 33)

T.A. No. 67 of 2022

Sep / MT Maiyoor Singh Applicant  
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.08.2024</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 Shyam Singh, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the applicant prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p>3. List on <b>16.10.2024</b> for final hearing.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>UKT/-</p>