

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

**O.A. No. 669 of 2020**

<b>Ashish Kumar Singh S/o Ex. Nk. Munesh Kumar Singh</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Ashish Agnihotri, Ld. Counsel for the respondents are present.</p> <p>Shri Ashish Agnihotri, Ld. Counsel for the respondents submits that despite memo of appearance filed on 04.12.2020 his name is not being shown in the cause list. He further submits that as per instructions received, he has no idea about withdrawal of letter dated 05.12.2017. He also submits that atleast a week time be given to him to file objection against interim relief application which, considering the applicant's dependent's ailment as well as the fact that treatment has been stopped, appears to be too long.</p> <p>Let objection, if any, be filed within three days.</p> <p>List on <b>15.12.2020</b> for orders.</p> <p>Name of Shri Ashish Agnihotri, Advocate be shown as Counsel for the respondents in the cause list when the case is listed next.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>AKD/-</p>

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

**M.A. No. 428 of 2020 Inre : O.A. No. (Nil) of 2020**

**Smt. Kaushalya Devi W/o Late Ex. Sep. Chandra Devi Singh** Applicant  
By Legal Practitioner for the Applicant

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Shri R.C. Shukla, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p>Heard Shri Satendra Kumar Singh, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p>There is a delay of 54 years, 03 months and 18 days in filing of Original Application.</p> <p>Submission of learned counsel for the applicant is that bar of limitation is not applicable in pensionary matters.</p> <p>In regard to above, Shri R.C. Shukla, Ld. Counsel for the respondents submits that there being a delay of more than 54 years, the same being not properly and satisfactorily explained, delay should not be condoned.</p> <p>Upon hearing the submissions of Ld. Counsel of both sides and considering the facts and circumstances of the case that bar of limitation is not applicable in pensionary matters as cause of action, in such matters, accrues from month to month. With this view of matter we hold that there is no delay in filing Original Application.</p> <p>Let Original Application be registered.</p> <p><b><u>O.A. No. 725 of 2020</u></b></p> <p>It is a fit case for adjudication. Admit.</p> <p>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>List the matter before Registrar on <b>17.03.2021</b> for exchange of pleadings. List the matter before Tribunal on <b>24.04.2021</b>.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>AKD/-</p>

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

M.A. No. 431 of 2020 Inre : O.A. No. (Nil) of 2020

Ex. AC (UT) Brij Kishore Singh  
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Dr. Gyan Singh, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p>Heard Shri Satendra Kumar Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p>The Original Application has been filed with delay of 14 years, 04 months and 26 days.</p> <p>Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. Their further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application.</p> <p>Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation of delay.</p> <p>Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p>Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p>Let Original Application be registered.</p> <p><b><u>O.A. No. 724 of 2020</u></b></p> <p>It is a fit case for adjudication.</p> <p>Admit.</p> <p>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>List the matter before Registrar on <b>17.03.2021</b> for exchange of pleadings.</p> <p>List the matter before Tribunal on <b>26.04.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>AKD/-</p>

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

M.A. No. 433 of 2020 Inre : O.A. No. (Nil) of 2020

**Ex. Swr. Navinder Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Shri Yogesh Kesarwani, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p style="text-align: center;">Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">The Original Application has been filed with delay of 10 years, 03 months and 06 days.</p> <p style="text-align: center;">Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. Their further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application.</p> <p style="text-align: center;">Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation of delay.</p> <p style="text-align: center;">Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p style="text-align: center;">Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p style="text-align: center;">Let Original Application be registered.</p> <p><b><u>O.A. No. 723 of 2020</u></b></p> <p style="text-align: center;">It is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">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 style="text-align: center;">List the matter before Registrar on <b>09.04.2021</b> for exchange of pleadings.</p> <p style="text-align: center;">List the matter before Tribunal on <b>28.04.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>AKD/-</p>

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

**R.A. No. 14 of 2020 Inre : M.A. N. 162 of 2020 Inre : O.A. No. (Nil) of 2020**

**Smt. Jagviri Devi W/o Late Ex. Rfn. Rich Pal Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Shri G.S. Sikarwar, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p style="text-align: center;">On the case being taken up for hearing Shri Fareed Ahmad, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is allowed four weeks time to file objection against Review Application.</p> <p style="text-align: center;">List on <b>25.01.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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

M.A. No. 429 of 2020 Inre : M.A. No. 2043 of 2018 with M.A. No. 2044 of 2018  
Inre : O.A. No. 183 of 2010

**Ex. MA-II Satish Kumar Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
<p><b><u>10.12.2020</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Ms. Anju Singh, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p>On the case being taken up for hearing Shri Virat anand Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>For the reasons stated in affidavit filed in support of recall application being genuine and sufficient, recall application is <b>allowed</b> and the order dated 05.11.2020 is recalled.</p> <p>Accordingly, Misc. Application No. 2043 of 2018 and M.A. No. 2044 of 2018 are <b>restored</b> to its number.</p> <p><b><u>M.A. No. 2043 of 2018 and M.A. No. 2044 of 2018</u></b></p> <p>List on <b>05.01.2021</b> for orders.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve)     (Justice Umesh Chandra Srivastava)  Member (A)    Member (J)</p> <p>AKD/-</p>	



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

**O.A. No. 198 of 2019**

**Ex. WO Chandra Bhan Tripathi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>Rejoinder Affidavit filed by the applicant is taken on record.</p> <p>Heard.</p> <p>Original Application is <b>allowed</b>.</p> <p>For order, see our Judgment passed on separate sheets.</p> <p>Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> <b>Member (J)</b></p> <p>AKD/-</p>



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

O.A. No. 113 of 2019

Smt. Maya Devi  
By Legal Practitioner for the Applicant

Applicant

**Versus**

Union of India & Others  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri Ashoi Kumar, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Counter Affidavit filed by the respondents and Rejoinder Affidavit filed by the applicant are taken on record.</p> <p style="text-align: center;">Arguments heard.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve)      (Justice Umesh Chandra Srivastava) Member (A)    Member (J)</p> <p>AKD/-</p>

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

**M.A. No. 655 of 2019 with M.A. No. 656 of 2019 Inre : O.A. No. 130 of 2010**

<b>Parmatma Nand Ram</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>10.12.2020</b></u> <u><b>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</b></u> <u><b>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</b></u></p> <p>Shri Bipin Kumar Singh, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p>On the case being taken up for hearing Shri Ashok Kumar, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>Applicant has made this application seeking recall of order dated 12.07.2016 passed in O.A. No. 130 of 2010 by which Original Application was dismissed for non-prosecution.</p> <p>On perusal of record, it appears that after the dismissal of Original Application on 12.07.2016 a recall application - M.A. No. 2261 of 201 along with delay condonation application - M.A. No. 2260 of 2016 was moved by Shri Virat Anand Singh, the previous Counsel of the applicant for recalling the order dated 12.07.2016, which was allowed on 04.10.2016 and Original Application No. 130 of 2016 was restored to its number. Thereafter, Original Application was dismissed on 19.04.2017 on merit after hearing submissions of Ld. Counsel of both sides. This shows that applicant's Counsel without verifying and confirming the existence of the facts has filed this application which is not maintainable.</p> <p>Accordingly, recall application is <b>dismissed</b> with Rs.5,000/- as cost payable to AFT Bar Association.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>AKD/-</p>

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

O.A. No. 97 of 2018

**Peskar**

By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Ashok Kumar and Shri Om Prakash Kushwaha, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>Counter Affidavit filed by the respondents is taken on record.</p> <p>List on <b>24.03.2021</b> for final hearing.</p> <p>In the meantime Rejoinder Affidavit, if any, may be filed by the applicant.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>AKD/-</p>

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

**M.A. No. 685 of 2019 Inre : O.A. No. (Nil) of 2019**

**Ex. Sub. (Hony. Nb. Sub.) Kaushlendra Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri Bhanu Pratap Singh and Col. Rakesh Johri (Retd.), Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">There is a delay of 15 years, 02 months and 27 days in filing Original Application.</p> <p style="text-align: center;">Submission of learned counsel for the applicant is that bar of limitation is not applicable in pensionary matters. Further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application.</p> <p style="text-align: center;">Ms. Anju Singh, Ld. Counsel for the respondents has vehemently opposed the prayer saying there being more than 15 years delay and same being not properly and satisfactorily explained, the same should not be condoned.</p> <p style="text-align: center;">Upon hearing submissions of Ld. Counsel of both sides and considering the facts and circumstances of the case we find that bar of limitation is not applicable in pensionary matters. We further find that delay in filing Original Application is liable to be condoned as cause shown is sufficient.</p> <p style="text-align: center;">Accordingly, we condone the delay.</p> <p style="text-align: center;">Let Original Application be registered.</p> <p><b><u>O.A. No. 726 of 2020</u></b></p> <p style="text-align: center;">It is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">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 style="text-align: center;">List the matter before Registrar on <b>03.03.2021</b> for exchange of pleadings.</p> <p style="text-align: center;">List the matter before Tribunal on <b>24.03.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>AKD/-</p>

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

**O.A. No. 21 of 2018 with M.A. No. 772 of 2019**

<b>Uma Shankar Yagik</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>		
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Col. A.K. Srivastava (Retd.), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p><b><u>M.A. No. 772 of 2019</u></b></p> <p style="text-align: center;">Amendment sought to be made being connected with typographical errors only, which is allowed.</p> <p style="text-align: center;">Let amendment be incorporated within a week.</p> <p><b><u>O.A. No. 21 of 2018</u></b></p> <p style="text-align: center;">Counter Affidavit filed by the respondents and Rejoinder Affidavit filed by the applicant are taken on record.</p> <p style="text-align: center;">List on <b>06.05.2021</b> for final hearing.</p> <table style="width: 100%; border: none; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</td><td style="width: 50%; text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</td></tr></table> <p style="margin-top: 10px;">AKD/-</p>	<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)
<b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)	<b>(Justice Umesh Chandra Srivastava)</b> Member (J)		



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

**O.A. No. 580 of 2018**

<b>Lt. Col. K.V. Gopalakrishna Iyer (Retd.)</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Col. Y.R. Sharma (Retd.), Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>Col. Y.R. Sharma (Retd.), Ld. Counsel for the applicant submits that Original Application may be dismissed as withdrawn with liberty to file afresh as Original Application in the present form is not maintainable.</p> <p>Accordingly, Original Application is <b>dismissed</b> as withdrawn with liberty to file afresh.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>AKD/-</p>

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

O.A. No. 573 of 2019

**Ex. Sub. Yadvendra Pratap Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri D.S. Tiwari, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</p> <p>As prayed, list on <b>17.02.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>AKD/-</p>



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

**M.A. No. 1714 of 2018 Inre : O.A. (A) No. (Nil) of 2018**

<p><b>Ex. Cfn. Dharmendra Singh</b>  By Legal Practitioner for the Appellant</p>	<p>Appellant</p>
<b>Versus</b>	
<p><b>Union of India &amp; Others</b>  By Legal Practitioner for Respondents</p>	<p>Respondents</p>

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Gaurav Gupta, Ld. Counsel for the appellant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>During the course of hearing Shri Gaurav Gupa, Ld. Counsel for the applicant prayed for some time to file Reply to the objection, which is allowed.</p> <p>Let Reply be filed within two weeks positively.</p> <p>List on <b>20.01.2021</b> for orders.</p> <p style="text-align: center;"> <b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>  Member (A)    Member (J) </p> <p>AKD/-</p>

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

**M.A. No. 658 of 2019 Inre : M.A. No. 1180 of 2018**

**Gnr. Basant Pawar Vaman**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Gaurav Gupta, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>Shri Gautav Gupta, Ld. Counsel for the applicant prays for and is allowed two weeks time to file Reply.</p> <p>List on <b>20.01.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>AKD/-</p>

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

**O.A. No. 123 of 2019**

<b>Ex. Rect. Mohd. Sarfaraj</b>		Applicant
By Legal Practitioner for the Applicant	<b>Versus</b>	
<b>Union of India &amp; Others</b>		Respondents
By Legal Practitioner for Respondents		

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>				
	<p><b><u>10.12.2020</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing none appears on behalf of the applicant to represent his cause nor the amendment has been carried out.</p> <p style="text-align: center;">Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">Original Application is <b>dismissed</b> for non-prosecution.</p> <table style="width: 100%; margin-top: 20px;"> <tr> <td style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b></td> <td style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b></td> </tr> <tr> <td style="text-align: center;">Member (A)</td> <td style="text-align: center;">Member (J)</td> </tr> </table> <p style="margin-top: 20px;">AKD/-</p>	<b>(Vice Admiral Abhay Raghunath Karve)</b>	<b>(Justice Umesh Chandra Srivastava)</b>	Member (A)	Member (J)
<b>(Vice Admiral Abhay Raghunath Karve)</b>	<b>(Justice Umesh Chandra Srivastava)</b>				
Member (A)	Member (J)				

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

**Dy. No. 1721 of 2020**

**Sub Maj M Karunanidhi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record.</p> <p>On the case being taken up for hearing Shri Kaushlesh Pratap Singh , Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the applicant submits that application may be dismissed as withdrawn with liberty to file a fresh as the case is not maintainable in this Tribunal.</p> <p>Accordingly, application is <b>dismissed</b> as withdrawn to file a fresh before appropriate forum.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</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 (E. Court)**

**M.A. No 42 of 2020 Inre O.A. (Nil) of 2020**

**Sep Sunil Kumar Tiwari**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>10.12.2020</b></u>  <u><b>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</b></u>  <u><b>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</b></u></p> <p style="text-align: center;">Present : Shri JN Mishra, Ld. Counsel for the respondents is present.  None appears to present the case of the applicant, nor is there any mention made on his behalf to pass over or adjourn the case.  Accordingly, we <b>dismiss</b> the application for non prosecution.  Interim order, if any, shall stand vacated.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve)      (Justice Umesh Chandra Srivastava)  Member (A)      Member (J)</p> <p>UKT/-</p>

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

**Ex. A. No 11 of 2019 Inre O.A. No 671 of 2017**

**Ex Sub Shambhu Nath Pandey**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Nilesh Anand, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present.</p> <p>Shri RK Tiwari, Account Officer, PCDA (P), Allahabad submits that in regard to period 11.10.2014 to 01.10.2018, PPO has been issued on 13.11.2020. He further submits that Rs. 2,86,780/- has already been credited in applicant's account towards arrears in May 2020 and disability pension is also being regularly credited in his account.</p> <p>Learned counsel for the respondents prays for and is granted two weeks time to file compliance report annexing therein copy of PPO after serving its copy to learned counsel for the applicant who may file objection, if any, within two weeks next, thereafter.</p> <p>List on <b>01.02.2021</b> for orders.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align:right"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>UKT/-</p>

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

**O.A. No 623 of 2017**

**Arun Kumar Tiwari, S/o Deo Nandan Tiwari**  
 By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Ms. Nisha Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal , Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents submits that he is not aware about the payment of cost Rs. 10,000/- imposed by this Tribunal.</p> <p>He is directed to seek instructions in this regard and ensure that cost is paid by the next date fixed.</p> <p>Rejoinder affidavit filed by learned counsel for the applicant is taken on record.</p> <p>List on <b>11.02.2021</b> for orders.</p> <p style="text-align: center;"> <b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b>                  Member (A)    Member (J)             </p> <p>UKT/-</p>

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

**M.A. No 686 of 2019 Inre O.A. (Nil) of 2019**

**Ex Hav (Hony Nb Sub) Suraj Pal Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Heard Shri Om Prakash Kushwaha, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p>The Original Application has been filed with delay of 09 years, 07 months and 17 days.</p> <p>The submission of Ld. Counsel for the applicant is that delay in filing Original Application is neither deliberate nor intentional, but for the reasons stated in affidavit filed in support of application. Further submission is that it is a pensionary matter in which bar is not applicable.</p> <p>Ld. Counsel for the respondents has vehemently opposed the prayer saying no sufficient explanation has been offered.</p> <p>Upon hearing submissions of Ld. Counsel for both sides and considering the facts and circumstances of the case, we find that cause shown is sufficient.</p> <p>Accordingly, delay is <b>condoned</b>.</p> <p>Let Original Application be registered.</p> <p><b><u>O.A. No. 728 of 2020</u></b></p> <p>It is a fit case for adjudication.</p> <p>Admit.</p> <p>Heard.</p> <p>Order is reserved.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</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 (E. Court)**

**O.A. No 22 of 2018**

**Jeet Singh** Applicant  
By Legal Practitioner for the Applicant  
**Versus**  
**Union of India & Others** Respondents  
By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Om Prakash Kushwaha , Ld. Counsel for the applicant and Shri Ashish Kumar Singh , Ld. Counsel for the respondents are present.</p> <p>In this case despite counter affidavit being file on 13.04.2018 and the applicant being directed to file rejoinder affidavit time and again, the same has not been filed, therefore, opportunity to file the same is closed.</p> <p>List on <b>19.04.2021</b> for final hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce all original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</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 (E. Court)**

**Ex. A. No 15 of 2020 Inre O.A. No 118 of 2018**

**Lt Col DS Jasrotia (Retd)** Applicant  
By Legal Practitioner for the Applicant

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u>10.12.2020</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri R Chandra, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p>Learned counsel for the respondents submits that RSMB proceedings are in process.</p> <p>Let RSMB Proceedings be completed and affidavit of compliance report be filed within four weeks annexing copy of RSMB.</p> <p>List on <b>25.01.2021</b> for orders.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>UKT/-</p>

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

**O.A. No 9 of 2020 with M.A. No 699 of 2019**

**Ex Rect Madan Singh Danu**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Present: Shri R Chandra , Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p>O.A. No. 09 of 2020, Ex Rect Madan Singh Danu vs. Union of India and others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</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 (E. Court)**

**O.A. No 69 of 2020 with M.A. No 896 of 2019**

**Ex Rect Krishan Bir Singh**

By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>10.12.2020</b></u> <u><b>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</b></u> <u><b>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</b></u></p> <p style="text-align:center">Present : Shri R Chandra, Ld. Counsel for the applicant and Dr. Chet Narain Singh , Ld. Counsel for the respondents.</p> <p style="text-align:center">O.A. No. 69 of 2020, Ex Rect Krishan Bir Singh v. Union of India and others is allowed.</p> <p style="text-align:center">For order, see our judgment passed on separate sheets.</p> <p style="text-align:center">Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve) Member (A)</b>                <b>(Justice Umesh Chandra Srivastava) 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 (E. Court)**

**M.A. No 493 of 2019 Inre O.A. (Nil) of 2019**

**Hony Nb Sub Ram Abhilash**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Heard Shri Rakesh Kumar Yadav, Ld. Counsel for the applicant and Shri GS Sikarwar, Ld. Counsel for the respondents.</p> <p>The Original Application has been filed with delay of 09 years, 05 months and 03 days.</p> <p>The submission of Ld. Counsel for the applicant is that delay in filing Original Application is neither deliberate nor intentional, but for the reasons stated in affidavit filed in support of application. Further submission is that it is a pensionary matter in which bar is not applicable.</p> <p>Ld. Counsel for the respondents has vehemently opposed the prayer saying no sufficient explanation has been offered.</p> <p>Upon hearing submissions of Ld. Counsel for both sides and considering the facts and circumstances of the case, we find that cause shown is sufficient.</p> <p>Accordingly, delay is <b>condoned</b>.</p> <p>Let Original Application be registered.</p> <p><b><u>O.A. No. 727 of 2020</u></b></p> <p>It is a fit case for adjudication.</p> <p>Admit.</p> <p>Heard.</p> <p>Order is reserved.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>UKT/-</p>



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

**Ex. A. No 66 of 2019 Inre O.A. No 316 of 2018**

**Shri Kant Mishra**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri Sudhir Kumar Singh , Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Affidavit of compliance filed by learned counsel for the respondents is taken on record. Objection, if any, against compliance report may be filed within two weeks.</p> <p style="text-align: center;">List on <b>20.01.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>UKT/-</p>

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

**Ex. A. No 73 of 2019 with M.A. No 588 of 2019 Inre O.A. No 612 of 2017**

<b>Ex Gnr CK Shrivastava</b> By Legal Practitioner for the Applicant	Applicant
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri Thakur Balram Ji Srivastava, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents produced copy of letter dated 10.11.2020 indicating therein that medical documents pertaining to case have already been forwarded to Base Hospital, Lucknow, for holding applicant's Re-assessment Medical Board and applicant has also consistently been informed in this regard but because of his non-cooperation the medical test could not be held. Learned counsel for the respondents also requested to fix a date directing the applicant to appear before the Medical Board at Base Hospital, Lucknow, so that test could be conducted.</p> <p style="text-align: center;">In regard to above submission of learned counsel for the applicant is that applicant has not received any such letter. However, his submission is that applicant is ready to co-operate and would certainly appear before the Medical Board on the date fixed by the Tribunal.</p> <p style="text-align: center;">Considering the aforesaid, we fix the date of 30.12.2020 to hold medical test of applicant at Base Hospital, Lucknow. Applicant is directed to appear before the Medical Board at Base Hospital, Lucknow on the date fixed at 10 AM. It is made clear that if applicant fails to appear before the Medical Board on the given date and time, proceedings in this regard shall stand closed.</p> <p style="text-align: center;">Let copy of this order be served free of cost to learned counsel for the applicant as well as OIC, Legal Cell for compliance within 48 hours.</p> <p style="text-align: center;">After RSMB being conducted, affidavit of compliance will be filed within two weeks annexing therein report of medical board proceedings.</p> <p style="text-align: center;">List on <b>15.02.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</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 (E. Court)**

**O.A. No 265 of 2014**

**Abhishek Pandey**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">On the case being taken up for hearing Shri TN tiwari, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">As prayed, list on <b>03.03.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>UKT/-</p>

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

**Ex. A. No 33 of 2020 Inre O.A. No 522 of 2017**

**Ex Hony Nb Sub Niyaz Ahmed**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri VP Pandey, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the respondents submits that compliance of order is still under process. She further submits that four weeks time be given to complete the process.</p> <p style="text-align: center;">List on <b>01.02.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>UKT/-</p>

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

**M.A. No 881 of 2019 with M.A. No 882 of 2019 inre T.A. No 401 of 2010**

**Surya Bhan Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Heard Shri VP Pandey, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This recall application has been filed with delay of 08 years, 11 months and 23 days.</p> <p style="text-align: center;">Submission of learned counsel for the applicant is that applicant had filed Civil Misc. Writ Petition No 32738 of 2004 before the High Court of Judicature at Allahabad which after constitution of Armed Forces Tribunal was transferred to this Tribunal and re-numbered as T.A. No 401 of 2010. His further submission is that applicant received notice dated 06.05.2010 from the Tribunal regarding listing of T.A. on 09.07.2010. His further submission is that after receipt of notice applicant engaged Shri R Chandra, Advocate, as his counsel for pursuing his case. However, his counsel failed to appear on the date fixed and the T.A. was dismissed for want of prosecution.</p> <p style="text-align: center;">Further submission is that applicant has been invalided out from service on account of illness and for that reason as well as due to his poor financial condition, he could not come to Lucknow, and could not be able to contact his counsel also, therefore, he could not come to know about the order of dismissal earlier. It has also been submitted that applicant came to Lucknow in September 2019 and contacted his previous counsel,</p>

Shri R Chandra who then informed that he had sent Inland letter to him informing about dismissal of his case which was never received to him. His submission is that his previous counsel gave certified copy of order to him whereafter he contacted the present counsel who prepared his case and filed recall application. Thus, his submission is that delay in filing Recall Application is neither deliberate nor intentional, but for the reasons stated above.

Ld. Counsel for the respondents has vehemently opposed the prayer saying there is inordinate delay of more than eight years and the same has not been satisfactorily explained on day to day basis.

Upon hearing submissions of Ld. Counsel for both sides and considering the facts and circumstances of the case, we find that no sufficient and satisfactory explanation has been offered by the applicant for delay in filing recall application. It is unbelievable that applicant could not contact to his counsel for such a long time and that he came to know about dismissal of his case in September, 2019 only when he met with his previous counsel. It is material to mention here that in the present digital era various means of communication are available, applicant could not contact his counsel. The story of delay appears to be cooked up.

In view of aforesaid, we are not inclined to condone the delay.

Accordingly, delay condonation application is **dismissed**.

Recall application being time barred is also **dismissed**.

(Vice Admiral Abhay Raghunath Karve)

(Justice Umesh Chandra Srivastava)

Member (A)

Member (J)

UKT/-

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

**O.A. No. 290 of 2017**

**Rajendra Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the applicant seeks and is allowed a week further time to file amendment application.</p> <p>List on <b>04.01.2021</b> for orders.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>SB</p>

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

**O.A. No. 429 of 2017**

**Pramod Kumar**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align: center;">Shri Rajiv Pandey, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p style="text-align: center;">On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted two weeks time to file supplementary counter affidavit to the amended portion of the O.A. and to deposit Rs. 1000/- imposed by the Tribunal.</p> <p style="text-align: center;">List on <b>15.01.2021</b> for hearing showing the name of Shri Rajiv Pandey as counsel for the respondents.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)      <b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>SB</p>

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

EX.A. No. 34 of 2019 Inre O.A. No. 299 of 2017

**Rajesh Kumar Awsthi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-indent: 40px;">On the case being taken up for hearing Shri Virat Anand Singh, learned counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p style="text-indent: 40px;">Learned counsel for the respondents submits that order under execution is under process of compliance, therefore, two weeks further time be given for filing affidavit of compliance which is allowed.</p> <p style="text-indent: 40px;">List on <b>21.01.2021</b> for orders.</p> <table style="width: 100%;"><tr><td style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</td><td style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</td></tr></table> <p>SB</p>	(Vice Admiral Abhay Raghunath Karve) Member (A)	(Justice Umesh Chandra Srivastava) Member (J)
(Vice Admiral Abhay Raghunath Karve) Member (A)	(Justice Umesh Chandra Srivastava) Member (J)		

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

TA. No. 52 of 2017

**Lt Dharendra Tiwari (Retd)**  
By Legal Practitioner for the Applicant

Petitioner

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, learned counsel for the petitioner and Kaushik Chatterjee, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the applicant submits that cost has been deposited. He further submits that two weeks time be given to file rejoinder affidavit as well as copy of order passed in Leave to Appeal application which is allowed.</p> <p>List on <b>21.01.2021</b> for order.</p> <p><b>(Vice Admiral Abhay Raghunath Karve)</b> Member (A)</p> <p><b>(Justice Umesh Chandra Srivastava)</b> Member (J)</p> <p>SB</p>



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

**O.A. No. 687 of 2017**

**Smt Sudha Devi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri VK Pandey, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents are present.</p> <p>Learned counsel for the respondents submits that a week time be given to him to file counter affidavit which is allowed.</p> <p>Let counter affidavit be filed within a week and thereafter, rejoinder affidavit, if any, may be filed within two weeks.</p> <p>List on <b>12.02.2021</b> for final hearing.</p> <p><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>SB</p>

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

**M.A. 709 of 2019 Inre O.A. No. (Nil) of 2019**

**Ex Hav Murari Lal**

By Legal Practitioner for the Applicant

Applicant

**Versus**

**Union of India & Others**

By Legal Practitioner for Respondents

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b>  <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b>  <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Mrs Anju Singh, Ld. Counsel for the respondents are present.</p> <p>The Original Application has been filed with delay of 01 year, 09 months and 02 days.</p> <p>Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but for the reasons stated in affidavit filed in support of application.</p> <p>Per contra, learned counsel for the respondents submits that explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation.</p> <p>Considering that in pensionary matters bar of limitation is not applicable and cause shown for the delay, if any, is sufficient, delay is liable to be condoned.</p> <p>Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p>Let Original Application be registered.</p> <p><b><u>O.A. No. 730 of 2020</u></b></p> <p>It is a fit case for adjudication.</p> <p>Admit.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>Heard.</p> <p>Original Application is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p>
	<p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>  <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Umesh Chandra Srivastava)</b>  <b>Member (J)</b></p>



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

**O.A. No. 644 of 2017**

**Ram Pratap Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>During the course of hearing on being asked whether applicant was invalidated out from service before or after attestation, none of the parties counsel could answer. Therefore, learned counsel for the respondents is directed to seek instructions in the matter and to apprise the Tribunal by way of affidavit within two weeks.</p> <p>List on <b>27.01.2021</b> for hearing.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve) Member (A)</b>      <b>(Justice Umesh Chandra Srivastava) Member (J)</b></p> <p>SB</p>

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

**O.A. No. 90 of 2017**

**Smt Anju Rani**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align:justify">Ms. Anju Singh, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p style="text-align:justify">On the case being taken up for hearing Shri Ashok Singh, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align:justify">Pleadings are complete and the case is ripe for hearing.</p> <p style="text-align:justify">List on <b>24.02.2021</b> for final hearing.</p> <p style="text-align:justify">On the date fixed, learned counsel for the respondents shall produce all original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)                                      Member (J)</p>
	SB

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

**O.A. No. 95 of 2017**

<b>Gaganjot Kaur</b> By Legal Practitioner for the Applicant	<b>Versus</b>	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri K.K. Misra, Ld. Counsel for the applicant and Shri Sunil Sharma and Shri Ram Kumar Verma, Ld. Counsel for the respondents are present.</p> <p>Pleadings are complete and the case is ripe for hearing.</p> <p>List on <b>15.03.2021</b> for final hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce all original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)    Member (J)</p> <p>SB</p>

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

**O.A. No. 74 of 2018**

**Karan Singh** Applicant  
By Legal Practitioner for the Applicant

**Versus**

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

**Alongwith**

**O.A. 610 of 2017 & O.A. 648 of 2017 (Decided)**

**Jagbir Singh** Applicant  
By Legal Practitioner for the Applicant

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri KK Misra, Ld. Counsel for the applicant and Shri GS Sikawar and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</p> <p>Pleadings are complete and the case is ripe for hearing.</p> <p>List on <b>01.04.2021</b> for final hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce all original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>    <b>Member (J)</b></p> <p>SB</p>

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

**O.A. No. 276 of 2018**

**Tejinder Singh**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>Ms. Appoli Srivastava, Advocate filed power today in Court on behalf of the respondents which is taken on record.</p> <p>On the case being taken up for hearing Shri Lalit Kumar, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p>Pleadings are complete and the case is ripe for hearing.</p> <p>List on <b>05.04.2021</b> for final hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce all original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>SB</p>







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

**O.A. No. 448 of 2020**

**Ex Sep Anjani Kumar Tripathi**  
By Legal Practitioner for the Applicant

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p>On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Capt Priyanka Rathore, Departmental Representative for the respondents are present.</p> <p>Departmental Representative prays for and is granted four weeks further time to file counter affidavit.</p> <p>Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>List on <b>04.03.2021</b> before Registrar for exchange of pleadings.</p> <p>List before the Tribunal on <b>08.04.2021</b>.</p> <p style="text-align: center;"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> <b>Member (A)</b>      <b>Member (J)</b></p> <p>SB</p>





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

**R.A. No. 15 of 2020 with M.A. No. 433 of 2020 Inre O.A. No. 46 of 2017**

**Union of India & Others**  
By Legal Practitioner for the Applicants

Applicants

**Versus**

**Ex Sep Maj (Retd) B.S. Rawat**  
By Legal Practitioner for Respondent

Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>10.12.2020</u></b> <b><u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u></b> <b><u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></b></p> <p style="text-align:center">Heard Shri Namit Sharma, Ld. Counsel for the applicants.</p> <p>This is an application for condonation of delay in filing review application to review order dated 30.08.2017 passed by this Tribunal in O.A. No. 46 of 2017. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving review application. Accordingly application for condonation of delay in moving review application is not maintainable and is <b>rejected</b>.</p> <p style="text-align:center">In consequence thereof review application is also <b>rejected</b>.</p> <p style="text-align:center">Let a copy of this order be provided to learned counsel for the respondents within 48 hours, free of cost for onward transmission.</p> <p style="text-align:center"><b>(Vice Admiral Abhay Raghunath Karve)</b>      <b>(Justice Umesh Chandra Srivastava)</b> Member (A)      Member (J)</p> <p>SB</p>