

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

Dy No. 488 of 2020 Inre O.A. (Nil) of 2020

Ex Rect Satish
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><u>14.10.2020</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>On the case listed for hearing Shri Om Prakash, Ld Counsel for the applicant and Shri SV Srivastava, Ld. Counsel for the respondents alongwith Maj Sini Thomas, Departmental Representative are present.</p> <p>Shri SV Srivastava, Advocate filed power today in Court on behalf of respondents and the same is taken on record.</p> <p>Regarding defects notified by Registry, submission of Ld. Counsel for the applicant is that the application has been filed under clause (b) of sub-section 2 of Section 21 of AFT Act, 2007 wherein it is clearly provided that if no final order has been made by the Central Government or by the other authority or officer or other person competent to pass such order with regard to the petition preferred or representation made by such person, O.A. may be filed after the expiry of six months from the date on which such petition was preferred. His further submission is that applicant had filed second appeal to respondent No 3 on 16.10.2019 against the order passed in which no decision has been taken till date and more than 06 months being expired after preferring second appeal, the instant application is well within the time.</p> <p>On hearing the submission of Ld. Counsel for the applicant we find that application has been filed within time as provided in clause (b) of sub-section 2 of Section 21 of AFT Act, 2007.</p> <p>Accordingly, the application is treated to be filed in time.</p> <p>Admit.</p> <p>Let Original Application be registered.</p> <p><u>O.A. No 326 of 2020</u></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 this case on 04.01.2021 before the Registrar Court for exchange of pleadings.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>rathore</p>

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

M.A. No. 89 of 2020 Inre O.A. (Nil) of 2020

Ex Sep Anil Kumar Singh Gaur
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><u>14.10.2020</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>On the case being taken up for hearing, Shri JN Mishra, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents alongwith Maj Sini Thomas, Departmental Representative are present.</p> <p style="text-align: center;"><u>M.A. No. 89 of 2020</u></p> <p>This is an application for condonation of delay in filing application for change in date of birth which is delayed by 15 years and 02 days.</p> <p>The grounds shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient.</p> <p>Accordingly, the application for condonation of delay is allowed and the delay in filing application is condoned.</p> <p>Admit.</p> <p>Let O.A. be registered.</p> <p style="text-align: center;"><u>O.A. No. 320 of 2020</u></p> <p>Ld. Counsel for the respondents prays for and is allowed four weeks time to file counter affidavit. Rejoinder affidavit, if any, may be filed within next two weeks.</p> <p style="text-align: center;">List on 06.01.2021.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>rathore</p>

