

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

T.A. No. 1290 of 2010

Arvind Kumar Katiyar By Legal Practitioner for the Petitioner	Versus	Petitioner
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: justify;">Present : Shri M.S. Yadav, learned counsel for the petitioner and Shri Kaushik Chatterji, learned counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: justify;">Learned counsel for the petitioner seems to be not prepared with the brief.</p> <p style="text-align: justify;">List this case for further hearing on 28.04.2017. It shall be open to the parties to submit chart of dates and events as also compilation of case-laws on the next date. The respondents shall also produce the record on the date fixed for perusal of the Tribunal.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; margin-left: 10px;"><small>LN/</small></p>

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

O.A. No. 299 of 2013

Surendra Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rajat Pratap Singh, learned counsel for the applicant and Shri Sunil Sharma and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>List/put up this case tomorrow i.e. 19.04.2017 for further hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

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

O.A. No. 305 of 2015

Mukesh 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><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>Heard Shri Rohit Kumar, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents.</p> <p>After hearing at some length, it was pointed out by learned counsel for the respondents that the applicant had earlier filed O.A.No. 306 of 2013 praying for the same reliefs, which was decided on 13.11.2013.</p> <p>We, therefore, defer further hearing of the case for 25.04.2017, on which date this case shall be listed alongwith the record of OA No. 306 of 2013 (decided).</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

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

O.A. No. 1 of 2016 with M.A. No. 1868 of 2016

Shyam Sunder Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Ashok Kumar & Shri Rohit Kumar, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>On 13.04.2017, a dictation was given to the applicant by Shri D.K.Pandey, learned counsel for the Union of India in verbatim of the contents of applicant's letter, contained in Annexure-4 to the counter affidavit in pursuance to the order passed by this Tribunal on the said date. In pursuance to power conferred under Section 73 of the Evidence Act, we have compared the signature of the applicant on this document with the signature appended by him to letter written by him for voluntary retirement, as contained in Annexure-4 to the counter affidavit, which appears to be the same. Let a photocopy of the document written by the applicant on the dictation of Shri D.K.Pandey, counsel for the Union of India be provided to the counsel for the applicant as well as respondents by the Registry within a week from today. It shall be open to the parties to obtain opinion of the experts thereon, if they so desire and file their objection, if any, within a week thereafter. Shri D.K.Pandey, learned counsel for the Union of India is directed to make an endorsement at the bottom of aforesaid document, certifying that the same was written by the applicant on his dictation.</p> <p style="text-align: center;">List this case for hearing on 29.05.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

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

O.A. No. 172 of 2016

Sahendra Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri B.D. Mishra, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>As agreed by learned counsel for the parties, list this case for hearing on 20.07.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

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

O.A.(A) No. 105 of 2015

Trilok Dutt

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>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Nishant Verma, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Heard learned counsel for the parties at some length.</p> <p>List this case for further hearing on 29.05.2017. On the said date, learned counsel for the parties shall address the Tribunal on the question whether filling the gaps in the prescribed format/form under the Army Act is sufficient compliance of law without bringing on record the actual allegations for which an offender is charged at the time of arraignment or framing of charges.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List A)
T.A. No. 635 of 2010

Anil Joshi

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rohit Kumar, learned counsel for the petitioner and Shri Namit Sharma, learned counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Shri Rohit Kumar, learned counsel for the petitioner seeks time to make an application for amendment, submitting that he intends to challenge the show-cause notice given to the petitioner. However, the record shows that the punishment awarded to the petitioner by SCM has been challenged. Once the final order of punishment has been impugned, there is no justification to grant time and permit the petitioner to amend the petition, that too to challenge the show cause notice, which does not in itself make out a cause of action since final decision has been taken in the matter. So far as the reliefs to be sought by making an amendment in the petition is concerned, the Tribunal has right to mould the reliefs at appropriate stage. Accordingly, we reject the prayer made by the applicant's counsel for amendment of the petition. However, we permit him to raise any question of law, which is permissible, while assailing the final order passed by the Army authorities in view of the settled proposition of law in catena of decisions of the Hon'ble Apex Court.</p> <p style="text-align: center;">List this case for hearing on 26.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

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

T.A. No. 1288 of 2010

Chandra Bhushan Yadav
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Judgment pronounced. Transfer application is allowed. For orders, see our judgment and order of date passed on separate sheets.</p> <p>(Air Marshal Anil Chopra) Member (A) Jpt</p> <p>(Justice D.P. Singh) Member (J)</p>

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

O.A. No. 115 of 2017

Surendra Kumar Kushwaha
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>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rajat Pratap Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Applicant has approached this Tribunal for claiming promotional avenues on the post of Subedar Major, challenging the rejection of representation dated 23.03.2007, which requires hearing.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">The respondents are granted four weeks time to file counter affidavit. Applicant shall have two weeks time thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List on 28.06.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

Ex-A/65 of 2017 Inre O.A. No. 303 of 2013

Girish 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><u>18.04.2017</u></p> <p><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Four weeks' time is allowed to the Ld. Counsel for the respondents to seek instructions as to why the order of the Tribunal dated 05.10.2015 have not been complied with.</p> <p style="text-align: center;">List on 23.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

M.A. No. 631 of 2017 with M.A. No. 632 of 2017
Inre O.A. No. 211 of 2010

Chief of the Army Staff & Ors Applicant-respondents
By Legal Practitioner for the Applicant-respondents

Versus

Shyam Kumar Respondent-applicant
By Legal Practitioner for Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Dr. Chet Narain Singh, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 631 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after a lapse of statutory period, which is barred by time for about nine days. However, the fact remains that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, in view of settled position of law that the Tribunal lacks jurisdiction to condone the delay in the matter, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 632 of 2017</u></p> <p style="text-align: center;">This is an application for grant of leave to appeal filed</p>

under Section 31 of Armed Forces Tribunal Act.

Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also **rejected**.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

Jpt

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

D.Y. No. 438 of 2017 with M.A. No. 617 of 2017
Inre. O.A. No. (Nil) of 2017

Vir Singh Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">The Ld. Counsel for the respondents prays for and is granted six weeks' time to file reply to the application for condonation of delay. The Ld. Counsel for the applicant shall have two weeks' time thereafter to file replication.</p> <p style="text-align: center;">List on 17.08.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

Ex-A/35 of 2013 with M.A. No. 2445 of 2016
Inre. O.A. No. 77 of 2011

Karan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

OIC Records Signal & Another
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Shri A.K. Sahu, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks further time is allowed to the respondents to file affidavit in terms of order dated 29.03.2017.</p> <p style="text-align: center;">List on 18.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

Ex-A/151 of 2016 Inre O.A. No. 130 of 2014

Adesh 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><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Ms Appoli Srivastava, Ld. Counsel for the respondents submits that in spite of the fact that the respondents have forwarded necessary papers to the applicant, which requires signatures of the applicant, same have not been returned back, duly signed by the applicant. Hence, even after the sanction of the Government, the order of the Tribunal has not been complied with.</p> <p style="text-align: center;">Let required papers be produced by the respondents in the Tribunal on the date fixed, which may be handed over to the applicant in the Tribunal itself for his signatures.</p> <p style="text-align: center;">List on 24.04.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

Ex-A/240 of 2016 Inre O.A. No. 130 of 2014

Ramesh Chandra
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>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R.Chandra, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">In view of prayer made by the Ld. Counsel for the respondents, list on 25.04.2017 to enable him to produce the copy of the PPO in terms of earlier order.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

Ex-A/7 of 2017 Inre O.A. No. 31 of 2016
& M.A. No. 645 of 2017

Abhishek 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><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.S. Rajawat, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No. 645 of 2017</u></p> <p>Shri R.K.S. Chauhan, the Ld. Counsel appearing for the respondents submitted the compliance report. It has been submitted by him that the applicant has been reinstated in service and outstanding dues have also been paid to him.</p> <p>Keeping in view the statement made by Shri R.K.S. Chauhan, Ld. Counsel for the respondents at the Bar and also in view of the compliance report submitted by him, the application loses its efficacy and is rejected.</p> <p>Shri R.K.S. Chauhan, the Ld. Counsel for the respondents also submitted that in view of the fact that the respondents have complied with the order of the Tribunal, the cost imposed upon them may be exempted. In view of the facts and circumstances of the case, the quantum of cost is reduced to Rs.5000/-. Earlier order, imposing the cost, stands modified accordingly.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

M.A. No. 365 of 2017 with M.A. No. 366 of 2017
Inre T.A. No. 777 of 2010

Narain Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri D.C. Tiwari, Ld. Counsel for the petitioner and Ms Anju Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>The cost imposed upon the petitioner vide order dated 20.03.2017 has not been deposited. Let the cost be deposited within a week.</p> <p>List the case on 26.04.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

M.A. No. 464 of 2017 with R.A. No. 09 of 2017
Inre O.A. No. 229 of 2014

Union of India & Ors
By Legal Practitioner for the Applicant-respondents

Applicant-respondents

Versus

Ramvir Singh
By Legal Practitioner for Respondent-applicant

Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Sunil Sharma, Ld. Counsel for the applicant-respondents assisted by Maj Piyush Thakran, OIC Legal Cell and Shri Rohit Kumar, Ld. Counsel for the respondent-applicant.</p> <p>Shri Sunil Sharma, Ld. Counsel for the applicant-respondents has made a statement at the Bar that he wants to withdraw the review application.</p> <p>As prayed the review petition is dismissed as withdrawn.</p> <p>Application for leave to appeal has already been rejected by the Tribunal vide order dated 13.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

O.A. No. 164 of 2013 with M.A. No. 2548 of 2016
Inre O.A. No. (Nil) of 2016

Warrant Officer Shashi Kant Chaturvedi
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>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Applicant in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Dr. Shailendra Sharma Atal is out of station for two days.</p> <p>As prayed, list the case on 27.04.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>Jpt</p>

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

O.A. No. 313 of 2015

Lt Col G.M. Khan Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>According to office report notices issued to respondents Nos 7 and 8 shall be deemed to have been served under the rules of the Tribunal but no one appeared on behalf of respondent No 7 & 8, hence we proceed ex-parte against respondents 7 & 8.</p> <p>With the consent of Ld. Counsel for the parties, list the case for hearing on 29.06.2017.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

O.A. No. 308 of 2016 & M.A. No. 646 of 2017

R.R. Joshi
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>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 646 of 2017</u></p> <p>Counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 646 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 308 of 2016</u></p> <p>As prayed by Ld. Counsel for the applicant, four weeks' time is granted to file rejoinder affidavit.</p> <p>List the case on 28.06.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p>

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

O.A. No. 123 of 2010 & M.A. No. 647 of 2017

Durgawati 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><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 647 of 2017</u></p> <p>Amendment application filed by Ld. Counsel for the applicant is taken on record.</p> <p>M.A. No. 647 of 2017 is disposed of.</p> <p>After hearing Ld. Counsel for the parties we feel that amendment is purely of technical nature to meet out the ends of justice and the requirement of law, we permit the applicant to carry out the amendment which may be carried out within three days from today. The newly impleaded respondents be issued notice by regular mode as well as through the Chief of the Army Staff. Newly impleaded respondents may file counter affidavit within four weeks. Applicant shall have two weeks thereafter to file rejoinder affidavit.</p> <p style="text-align: center;">List the case on 27.06.2017 for final hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

O.A. No. 1 of 2011 with Dy. No. 1052 of 2016

Praveen Kumar Pal
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>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Shri Anurag Mishra , Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>As prayed, a week's time is allowed to Ld. Counsel for the respondents to file supplementary counter affidavit. Ld. Counsel for the applicant shall have one week's time thereafter to file supplementary rejoinder affidavit.</p> <p>List the case on 29.05.2017 for further hearing.</p> <p>The name of Shri P.N. Chaturvedi. Ld. Counsel appearing for the applicant shall be shown in the cause list when case is next listed, who undertakes to file a fresh Vakalatnama since his name was deleted vide order dated 01.02.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

O.A. No. 64 of 2011 with M.A. No. 2403 of 2016

Vijay 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><u>18.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, list the case on 25.04.2017 for further hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

Dy No. 646 of 2017 In re O.A. No. Nil of 2017

Muhammad Irshad
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant. Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents is granted six weeks' time to file objection on application for condonation of delay. Ld. Counsel for the applicant shall have two weeks' time thereafter to file replication.</p> <p style="text-align: center;">List the case on 12.07.2017 for admission/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 620 of 2017 In re O.A. No. Nil of 2017

Pushpendra Yadav
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted six weeks' time to file objection on application for condonation of delay. Ld. Counsel for the applicant shall have two weeks' time thereafter to file replication.</p> <p>List the case on 14.07.2017 for admission/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

EX-A. No. 64 of 2017 In re O.A. No. 239 of 2014

Chet Bahadur Khadke
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Amit Sharma, Ld. Counsel for the respondents is present.</p> <p>List the case on 25.05.2017 for admission/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

M.A. No. 610 of 2017 In re O.A. No. 492 of 2012

Bansh Raj Pal
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant. Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Order dated 20.03.2017 is corrected and signed by one of us (Hon'ble Air Marshal Anil Chopra, Member A), as prayed by Ld. Counsel for the applicant.</p> <p style="text-align: center;">M.A. No. 610 of 2017 is disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

M.A. No. 611 of 2017 with M.A. No. 612 of 2017
In re O.A. No. 23 of 2014

Ranbir 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><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbushan Jadhav by Army Court of Pakistan.</p> <p>Shri Rajiv Pandey, Ld. Counsel for the respondents is present.</p> <p>List the case on 26.05.2017 for admission/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 59 of 2016

Nandji Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Arun Kumar Sahu, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Arun Kumar Sahu, Ld. Counsel for the respondents is present.</p> <p>List the case on 21.07.2017 for admission/orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

EX-A. No. 18 of 2017 In re O.A. No. 245 of 2015
& M.A. No. 635 of 2017

Ajai Kumar Tiwari
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri A.K. Singh Ld. Counsel for the applicant. Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 635 of 2017</u></p> <p>Affidavit/status report filed by the respondents is taken on record.</p> <p>M.A. No. 635 of 2017 is disposed of.</p> <p style="text-align: center;"><u>EX-A. No. 18 of 2017</u></p> <p>It is submitted by Ld. Counsel for the respondents that in compliance of order of the Tribunal dated 25.11.2016, setting aside the order of dismissal of the applicant, the competent authority has passed order directing the applicant to resume duty. Copy of the order has been provided to Ld. Counsel for the applicant in Court.</p> <p>In view of above the execution application is rendered infructuous and is rejected with liberty to the applicant to join in pursuance to order of the Tribunal.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;">anb</p>

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

M.A. No. 2664 of 2016 Alongwith M.A. No. 2665 of 2016
In re T.A. No. 47 of 2011

Rameshwar Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbushan Jadhav by Army Court of Pakistan.</p> <p>Shri Md. Zafar Khan, Ld. Counsel for the respondents is present.</p> <p>List the case on 05.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 189 of 2010 M.A. No. 107 of 2012

Shiv Kumar Joshi

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri Kaushik Chatterji, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhusan Jadhav by Army Court of Pakistan.</p> <p>Shri Kaushik Chatterji, Ld. Counsel for the respondents is present.</p> <p>List the case on 06.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 52 of 2016

K Manju
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Ms. Amrita Chakraborty, Ld. Counsel for the respondents is present.</p> <p>List the case on 11.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 54 of 2010

Ram Bachan Singh Yadav
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri G.S. Sikarwar, Ld. Counsel for the respondents is present.</p> <p>List the case on 27.04.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 106 of 2013

Mahabir 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><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant. Shri Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p style="text-align: center;">Shri G.S. Sikarwar, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">List the case on 23.05.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 188 of 2013

Ex Wing Cdr Ashwini Kumar Handa
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri D.K. Pandey, Ld. Counsel for the respondents is present.</p> <p>List the case on 23.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 174 of 2015

Jageshwar 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><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present.</p> <p>List the case on 18.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 181 of 2016

Deepak Kumar 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><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Bhanu Pratap Singh, Ld. Counsel for the respondents is present.</p> <p>List the case on 21.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 5 of 2017

Rakesh 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><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant. Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p style="text-align: center;">Shri Amit Sharma, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">List the case on 24.07.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. (A) No. 279 of 2013

Manoj Kumar Sharma
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>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present.</p> <p>List the case on 25.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

R.A. No. 89 of 2016 In re O.A. No. 178 of 2012

Krishan Kumar Khola
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant. Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p style="text-align: center;">Shri V.P.S. Vats, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">List the case on 07.07.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

T.A. No. 887 of 2010

Niranjan Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Rajiv Pandey, Ld. Counsel for the respondents is present.</p> <p>List the case on 05.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 888 of 2010

Ranbir Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Yogesh Kesarwani, Ld. Counsel for the respondents is present.</p> <p>List the case on 08.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 48 of 2011(Along with O.A. No. 143 of 2015)

Taj Mohd Sheikh By Legal Practitioner for the Petitioner	Petitioner
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: justify;">Present : None for the petitioner. Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: justify;">None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhusan Jadhav by Army Court of Pakistan.</p> <p style="text-align: justify;">Shri Asheesh Agnihotri, Ld. Counsel for the respondents is present.</p> <p style="text-align: justify;">List the case on 12.05.2017 for hearing.</p> <p style="text-align: justify;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: justify;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

T.A. No. 107 of 2011

Lekh Raj Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Md. Zafar Khan, Ld. Counsel for the respondents is present.</p> <p>List the case on 25.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 89 of 2013

Mahesh Chand
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Anurag Mishra, Ld. Counsel for the respondents is present.</p> <p>List the case on 26.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 1 of 2014

Sarbeswar Pattanaik
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>None appears for the applicant. Lawyers are abstaining from Court work today to oppose the arrest, detention and persecution of Cdr (Retd) Kulbhushan Jadhav by Army Court of Pakistan.</p> <p>Shri Bhanu Pratap Singh, Ld. Counsel for the respondents is present.</p> <p>List the case on 24.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 77 of 2016

Ashok Kumar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner. Dr Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks time to file counter affidavit. Rejoinder affidavit may be filed by the petitioner within two weeks thereafter.</p> <p>List the case on 28.06.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 264 of 2014 with M.A. No. 384 of 2017
& M.A. No. 604 of 2017

Col Mahesh Kumar Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Col Azeem Kumar, Col MS (Legal).</p> <p>We have heard Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents assisted by Col Azeem Kumar, Col MS (Legal).</p> <p>Only for the purpose of submission of written argument, chart of events and compilation of case law, we defer the proceedings.</p> <p>List the case on 24.04.2017 for orders.</p> <p>Respondents shall produce the original record on said date in terms of earlier orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 211 of 2009

Liladhar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yash Pal Singh, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>We have heard Shri Yash Pal Singh, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Order is reserved.</p> <p>It shall be open to the parties counsel to submit written arguments and compilation of case law.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 17 of 2015

Trilok Dixit
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Harsh Singhal holding brief for Shri Rajiv Manglik, Ld. Counsel for the petitioner and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>It is stated by Shri Harsh Singhal holding brief for Shri Rajiv Manglik, Ld. Counsel for the petitioner that Shri Manglik is not attending the Court today on account of illness.</p> <p>As agreed by Ld. Counsel for the parties, list the case on 12.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 219 of 2011

Gupteshwer 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents submitted that additional court of inquiry has been held in pursuance to order passed by the Tribunal dated 19.09.2016.</p> <p>Let report of the additional inquiry be brought on record through supplementary affidavit by the respondents within a period of two weeks.</p> <p>List the case on 02.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 278 of 2012 with M.A. No. 629 of 2017

Hemendra 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 629 of 2017</u></p> <p>Delay in filing counter affidavit is condoned and counter affidavit is taken on record.</p> <p>M.A. No. 629 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 278 of 2012</u></p> <p>Rejoinder affidavit may be filed by Ld. Counsel for the applicant within four weeks.</p> <p>List the case on 22.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 244 of 2015

Sub Narendra 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K.S. Bisht, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>It has been submitted by Ld. Counsel for the applicant that identical case has been listed on 31.05.2017. He prayed that this case may also be listed on said date.</p> <p>Being last day of working we differ the hearing of present case for 13.07.2017 on which date this case shall be listed for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 289 of 2015 with M.A. No. 605 of 2017

Col Balvinder Singh Mavi 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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.G. Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the applicant, list the case on 24.04.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="text-align: left; margin-left: 10px;"><small>anb</small></p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

O.A. No. 305 of 2015

Mukesh 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Shri Rohit Kumar, Ld. Counsel for the applicant submits that he was away with his children in outing hence he could not prepare the case. Such statement on the part of Ld. Counsel is very unfair. Lawyers should understand that it is their duty to be ready with the case even if they are enjoying somewhere else.</p> <p style="text-align: center;">Ld. Counsel for the respondents Dr. Chet Narain Singh objected to adjournment of the case on said ground.</p> <p style="text-align: center;">However, in the interest of justice we adjourn hearing of the case.</p> <p style="text-align: center;">List again on 18.04.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 1 of 2016 with M.A. No. 1868 of 2016

Shyam Sunder Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Shri D.K. Pandey, Ld. Counsel for the respondents shall give dictation by reading letter contained in Annexure No. 4 today itself at 01:00 pm which shall be written down by the applicant who is present in Court so that prima facie we may satisfy ourselves with regard to argument submitted by Shri Rohit Kumar, Ld. Counsel for the applicant that Annexure No. 4 is not in the hand writing of the applicant.</p> <p>List the case on 18.04.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>The applicant shall sit on the back bench of the Court and shall not leave the Court room. OIC Legal Cell shall depute an officer to ensure that the applicant remains in Court.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 283 of 2016

Rakesh 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Rejoinder affidavit filed by Ld. Counsel for the applicant in Court is taken on record.</p> <p>List the case on 08.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 1273 of 2010 with M.A. No. 2628 of 2016

Santosh Kumar Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri I.P. Singh, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Shri G. S. Sikarwar, Ld. Counsel for the respondents submitted that inspite of communication sent to Bengal Engineers Group and Centre, Roorkee has not sent the record/discharge slip of the applicant.</p> <p>Let officer-in-charge of Military Hospital Roorkee appear in person along with record/discharge slip with regard to treatment provided to the applicant.</p> <p>List the case on 28.04.2017 for hearing as first case.</p> <p>Joint Registrar shall communicate the order to the Commandant Military Hospital Meerut apart from com by JAG Branch.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p>Copy of this order be supplied to Ld. Counsel for the parties by Monday next free of cost.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

T.A. No. 16 of 2015

Kamal Singh Bhadoria Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K.S. Bisht, Ld. Counsel for the petitioner and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Ld. Counsel for the petitioner prays for and is granted three weeks' further time to file rejoinder affidavit.</p> <p>List the case on 22.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 38 of 2016

Kripal Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Shri R.K.S. Chauhan, Ld. Counsel for the respondents prays for and is granted to weeks' and no more further time to file supplementary affidavit.</p> <p>As prayed, list the case on 04.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

T.A. No. 98 of 2016

Surendra Singh Saxena
By Legal Practitioner for the Petitioner

Petitioner

Versus

**The Commanding Officer, 658 Engr
& Brigade Unit & Others**
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection to the restoration application. Petitioner shall have two weeks' thereafter to file replication.</p> <p>List the case on 22.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 13 of 2017

Sgt S.P. Pandey Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order is reserved.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>anb</small></p>

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

R.A. No. 13 of 2017 inre O.A. No. 155 of 2016

Union of India & Ors Applicant-respondents
By Legal Practitioner for the Applicant-respondents

Versus

Brig HMS Chatwal Respondent-applicant
By Legal Practitioner for Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P.S. Vats, Ld. Counsel for the applicant-respondents assisted by Col Ajeem Kumar, Col MS (Legal).</p> <p>Ld. Counsel for the respondents assisted by Col MS (Legal) submitted that at the first instance the applicant has to be sent for criteria appointment and thereafter he could have been considered for promotion to the rank of Major General.</p> <p>While passing the impugned order dated 31.03.2017 we have not compelled the applicant-respondents to promote the respondent-applicant (Brig HMS Chatwal). However, direction to consider means to consider in accordance with rules.</p> <p>We do not find any reason to interfere with the impugned order dated 31.03.2017 which does not seem to suffer from any error apparent on the face of record.</p> <p>Review application is accordingly rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>anb</p>

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

M.A. No. 603 of 2017 In re O.A. No. Nil of 2017

Prem Chand Ram Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Shri Bhanu Pratap Singh on behalf of respondents is taken on record. His name shall be shown in cause list when the case is next listed.</p> <p>Present : Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Six weeks' time is granted to Ld. Counsel for the respondents to file objection on application for condonation of delay. Applicant shall have two weeks' time thereafter to file replication.</p> <p>List the case on 08.08.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

Dy - No. 718 of 2017 In re T.A. No. 948 of 2010

Raghunandan Prasad
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of respondents is taken on record. His name shall be shown in cause list when the case is next listed.</p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Four weeks' time is granted to Ld. Counsel for the respondents to file objection on application for condonation of delay. Applicant shall have two weeks' time thereafter to file replication.</p> <p>List the case on 18.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

EX-A. No. 62 of 2017 In re O.A. No. 500 of 2012

Manjit Mishra
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.P. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">It has been submitted by Ld. Counsel for the respondents that Government sanction has been accorded on 16.03.2017 and the PPO is likely to be issued very soon. Respondents are directed to issue PPO in pursuance to order passed by the Tribunal dated 25.10.2016.</p> <p style="text-align: center;">List the case on 22.05.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

M.A. No. 2413 of 2016 In re O.A. No. Nil of 2016

Akil Ahmed Ansari
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.P. Pandey, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the applicant, four weeks' time is granted to file reply on objection filed by Ld. Counsel for the respondents.</p> <p style="text-align: center;">List the case on 19.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

M.A. No. 2517 of 2016 In re O.A. No. Nil of 2016

Raj Kumar Yadav
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Manish Mishra, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the applicant, two weeks' time is granted for replication on objection filed by the respondents.</p> <p style="text-align: center;">List the case on 22.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

M.A. No. 584 of 2017 with M.A. No. 585 of 2017
In re T.A. No. 38 of 2011

Ashwani Kumar
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of respondents is taken on record. His name shall be shown in cause list when the case is next listed.</p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, four weeks' time is granted to file objection on application for condonation of delay. Applicant shall have two weeks' thereafter for filing replication.</p> <p>List the case on 14.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

M.A. No. 590 of 2017 with M.A. No. 591 of 2017
In re O.A. No. 229 of 2014

Union of India & Others Applicant-respondents
By Legal Practitioner for the Applicant-respondents

Versus

Ramvir Singh Respondent-applicant
By Legal Practitioner for Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Asheesh Agnihotri, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal.</p> <p><u>M.A. No. 590 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p><u>M.A. No. 591 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

M.A. No. 594 of 2017 with M.A. No. 595 of 2017
In re T.A. No. 579 of 2010

Union of India & Others Applicant-respondents
By Legal Practitioner for the Applicant-respondents

Versus

Harish Chandra Respondent-petitioner
By Legal Practitioner for Respondent-petitioner

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Amit Sharma, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 594 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 595 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;">JPT</p>

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

M.A. No. 596 of 2017 with M.A. No. 597 of 2017
In re T.A. No. 1194 of 2010

Union of India & Others Applicant-respondents
By Legal Practitioner for the Applicant-respondents

Versus

Ram Singh Pradhan Respondent-petitioner
By Legal Practitioner for Respondent-petitioner

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Asheesh Agnihotri, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 596 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p style="text-align: center;">Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 597 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

M.A. No. 598 of 2017 with M.A. No. 599 of 2017
In re O.A.(A) No. 233 of 2015

Union of India & Others

Applicant-respondents

By Legal Practitioner for the Applicant-respondents

Versus

Mithilesh Kumar Singh

Respondent-applicant

By Legal Practitioner for Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Amit Sharma, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p><u>M.A. No. 598 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p><u>M.A. No. 599 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

M.A. No. 600 of 2017 with M.A. No. 601 of 2017
In re O.A. No. 272 of 2013

Union of India & Others Applicant-respondents
By Legal Practitioner for the Applicant-respondents

Versus

Pravat Kumar Behuria Respondent-applicant
By Legal Practitioner for Respondent-applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Amit Sharma, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 600 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The Application has been preferred after lapse of statutory period. It is well settled law that the Tribunal lacks jurisdiction to condone the delay in the matter.</p> <p>Accordingly, the application for condonation of delay in filing application for leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 601 of 2017</u></p> <p>This is an application for grant of leave to appeal filed under Section 31 of Armed Forces Tribunal Act.</p> <p>Since the application for condonation of delay has already been rejected, in consequence thereof, the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

T.A. No. 99 of 2016

Surendra Singh Saxena
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Two weeks' and no more time is granted to Ld. Counsel for the respondents to submit status report as to why order of the Court under execution has not been complied with and why the Tribunal may not proceed against the respondents for non compliance of the order.</p> <p>List the case on 22.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

EX-A. No. 12 of 2017 with M.A. No. 478 of 2017
In re O.A. No. 339 of 2015 & M.A. No. 621 of 2017

Rajender 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri A.K. Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 621 of 2017</u></p> <p>Compliance report submitted by the respondents is taken on record. Let copy of the PPO be provided to Ld. Counsel for the applicant during the course of the day.</p> <p>M.A. No. 621 of 2017 is disposed of.</p> <p>Bank concerned is directed to release the amount to the applicant in terms of order of the Tribunal, expeditiously, say, within a month.</p> <p>Execution application is disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

M.A. No. 718 of 2016 In re O.A. No. Nil of 2016

Smt. Rekha 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) R.C. Dixit, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Four weeks' time is granted to Ld. Counsel for the respondents to file counter affidavit. Rejoinder affidavit, if any, may be filed by Ld. Counsel for the applicant within next two weeks.</p> <p>List the case on 20.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>jpt</p>

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

M.A. No. 1425 of 2016 In re O.A. No. Nil of 2016

Inder 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>It appears that order passed by the Brigade Commander dated 13.05.2011 made certain favourable observations in favour of applicant for payment of pension. Thereafter applicant preferred a mercy petition which was not allowed and rejected on 24.11.2014. The present petition has been filed in 2016. It appears that the applicant has been consistently fighting for the cause of justice to avail pensionary benefits. There appears to be a recurring cause of action. Prima facie, it appears that the applicant has got a case on merit.</p> <p>At this stage our attention has been invited to an order of the Tribunal dated 09.02.2016, whereby the application for condonation of delay as well as review application was rejected.</p> <p>It is unfair on the part of Ld. Counsel for the applicant that he has not invited our attention to the earlier judgment of the Tribunal though it has been placed on record while preferring the present O.A.</p> <p>Keeping in view the fact that Tribunal had rejected the claim of the applicant, we do not feel it proper to interfere in the matter. The operative portion of the Tribunal's order dated</p>

09.02.2016 is reproduced as under:-

“6. 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 SCC 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 fact 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 to 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 fact 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”.

7. 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 04.09.2014, which may be corrected in exercise of review jurisdiction.

8. Accordingly, the application for condonation of delay as well as Review Application No. 05 of 2016 is rejected. There shall be no order as to costs. The applicant may be informed accordingly.”

From the aforesaid facts it appears that being aggrieved with the earlier order of the Tribunal dated 04.09.2014, passed in O.A. No. 184 of 2011 the applicant had preferred a review application, which was rejected being barred by time. It appears that another petition for the same controversy has been filed, which is not maintainable and is accordingly **rejected**.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

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

M.A. No. 2435 of 2016 In re O.A. No. Nil of 2016

Ayodhya Prasad 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.G. Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Shri V.P.S. Vats, Ld. Counsel for the respondents four weeks' further time is granted to file objection on application for condonation of delay. Applicant shall have two weeks' time thereafter for replication.</p> <p style="text-align: center;">List the case on 22.08.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

O.A. No. 54 of 2010

Ram Bachan Singh Yadav
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Manjive Shukla, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, list the case on 17.04.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

O.A. No. 252 of 2014 with M.A. No. 627 of 2017

Md. Samsul Haque
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.K. Pandey, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 627 of 2017</u></p> <p>Medical report filed by Ld. Counsel for the respondents is taken on record.</p> <p style="text-align: center;">M.A. No. 627 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 252 of 2014</u></p> <p>Ld. Counsel for the applicant wants further time to study the case on scientific analysis of disease i.e. Unspecified Psychosis.</p> <p style="text-align: center;">List the case on 29.06.2017 as consented by Ld. Counsel for the parties.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">jpt</p>

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

T.A. No. 62 of 2016 with M.A. No. 441 of 2017
Inre M.A. No. 628 of 2017

Sudama 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><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 628 of 2017</u></p> <p>Counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 628 of 2017 is disposed of.</p> <p style="text-align: center;"><u>M.A. No. 441 of 2017</u></p> <p>By way of present application for amendment, the petitioner is seeking setting aside of the order passed on 01.08.1995. Petitioner has challenged the impugned order dated 01.08.1995 while preferring the petition in the High Court in 1999 being aggrieved by denial of promotion.</p> <p>Affidavits have already been exchanged and the matter is ripe for hearing. The prayer for amendment of T.A. relates to an order passed in 1995 i.e. four years back before preferring the writ petition in the High Court. The</p>

amendment application has been moved for a relief which seems to be barred by time. In the absence of any explanation as to why the application has been moved after 21 years, that too when the petition is pending since 1999, we do not find it to be a fit case where the power may be exercised to permit the petitioner to amend the T.A., being blatantly barred by time. We reject the amendment application and post the matter for hearing on **28.06.2017**. In the meantime petitioner may file rejoinder affidavit.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

jpt

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

O.A. No. 248 of 2011

Mohd Arif

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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Mrs Amrita Chakraborty, learned counsel for the respondents, assisted by Wg Cdr Sadrul Singh, OIC Legal Cell.</p> <p>As prayed, list this case on 19.04.2017 for further hearing.</p> <p>On the date fixed, the learned counsel for the parties shall submit compilation of case-laws proposed to be relied upon.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

O.A. No. 154 of 2013

Nb Subedar Prashant Kumar Sahoo
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>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri V.A. Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>We have heard learned counsel for the parties at length. We have also been taken through the materials on record.</p> <p>The Applicant has approached this Tribunal being aggrieved by the denial of promotion to the rank of Permanent Commissioned Officer.</p> <p>The case of the Applicant is that against six vacancies of permanent Commission to JCO/OR, the Applicant applied and his application was duly recommended and sent to AMC after conducting initial interview for assessing his suitability. Thereafter, written examination was conducted by a Board of Officers and a system of marking based on service records, as approved by the DGAFMS and the recommendations were sent by the Board of Officers to the Commandant AMC Centre and College Lucknow. Thereafter, a written examination was conducted for all the PC Candidates by the AMC Centre and College Lucknow. The Applicant having qualified in the said written examination was detailed for appearing at the 22 SSB Bhopal. The result of the said examination was declared on 09.01.2012 wherein name of the Applicant also figured.</p>

Thereafter, the respondents granted permanent commission to six persons and Short Service Commission to 16 persons on 10.04.2012 by preparing different merit list when they were supposed to decide to shortlist the candidates based on the combined merit.

It would transpire from the record that out of 46 vacancies, 22 vacancies were notified and 24 vacancies still remain. Out of 22 vacancies, 16 vacancies were earmarked for Short Service Commission. The remaining six vacancies were earmarked for permanent commission against which names were called from the serving officers of the cadre. The Applicant's name was also considered but it is alleged that he did not fall within merit against six notified vacancies. Hence, he could not get promotion.

Attention of the Tribunal has been drawn to para 6 of the Army Instruction 10 of 2001. For ready reference, Para 6 (h) of the Army Instruction 10 of 2001 is reproduced below.

“(h) Based on grading forwarded by the Service Selection Board, the required number of candidates will be considered selected for grant of Permanent Commission as per Service Selection Board and availability of vacancies. The remaining will be granted SSC in terms of AI 40/73 depending upon vacancies as decided by the DGAFMS.”

The submission of learned counsel for the Applicant is that the total sanction strength was 368 out of which 322 officers are posted against Permanent Commission Posts with deficiency of 46 posts. Even if notified vacancies are filled up still 24 posts remain to be filled up to which the Applicant could have been considered and he should have been given permanent Commission in view of the provisions contained in Para 6 (h) of Army Instructions aforesaid. Para 6 (h) of the Army Instructions provide that after filling the vacancies of permanent commission, the left-over vacancies will be granted SSC in terms of Army Instruction No 40 of 1973 depending upon vacancies as decided by DGAFMS.

From a perusal of the record, it shows that DGAFMS has recorded a finding with regard to unfilled vacancies. Moreover whether DGAFMS has a right to take a decision is a question which requires to be looked into by the appropriate authority.

Since Applicant has not represented his case to the respondents we are not inclined to interfere with the mixed question of law and facts.

Accordingly in view of the above, the Applicant is permitted to represent his case to the Appropriate Authority with specific pleading and grounds studded with case-laws ventilating therein his grievances within six weeks from today. In case any such representation is received from the end of the Applicant, the competent authority shall decide the same in accordance with law by passing a speaking and reasoned order after taking into account para 6 (h) of the Army Instructions aforesaid expeditiously within four months from the date of production such representation by the Applicant and shall communicate the decisions so taken to the Applicant forthwith.

Before parting with case, we may clarify that we have not entered into the merit of the case.

As a result of foregoing discussions, the aforesaid O.A is disposed of finally.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH

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

T.A. No. 753 of 2010

K.P. Mishra

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri S.K. Pandey, learned counsel for the petitioner and Shri D.K. Pandey, learned counsel for the respondents, assisted by Wg Cdr Sadrul Singh, OIC Legal Cell.</p> <p>As prayed, list this case on 19.04.2017 for further hearing.</p> <p>On the date fixed, the learned counsel for the parties shall submit compilation of case-laws proposed to be relied upon.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

T.A. No. 23 of 2013

L.M. Butola

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Rakesh Johri, learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the parties at length. We have also been taken through the materials on record.</p> <p>The Petitioner has approached this Tribunal being aggrieved by the denial of promotion to the rank of Permanent Commissioned Officer.</p> <p>The case of the petitioner is that against six vacancies of permanent Commission to JCO/OR, the petitioner applied and his application was duly recommended and sent to AMC after conducting initial interview for assessing his suitability. Thereafter, written examination was conducted by a Board of Officers and a system of marking based on service records, as approved by the DGAFMS and the recommendations were sent by the Board of Officers to the Commandant AMC Centre and College Lucknow. Thereafter, a written examination was conducted for all the PC Candidates by the AMC Centre and College Lucknow. The petitioner having qualified in the said written examination was detailed for appearing at the 22 SSB Bhopal. The result of the said examination was declared on 09.01.2012 wherein name of the petitioner also figured.</p>

Thereafter, the respondents granted permanent commission to six persons and Short Service Commission to 16 persons on 10.04.2012 by preparing different merit list when they were supposed to decide to shortlist the candidates based on the combined merit.

It would transpire from the record that out of 46 vacancies, 22 vacancies were notified and 24 vacancies remain. Out of 22 vacancies, 16 vacancies were earmarked for Short Service Commission. The remaining six vacancies were earmarked for permanent commission against which names were called from the serving officers of the cadre. The petitioner's name was also considered but it is alleged that he did not fall within merit against six notified vacancies. Hence, he could not get promotion.

Attention of the Tribunal has been drawn to para 6 of the Army Instruction 10 of 2001. For ready reference, Para 6 (h) of the Army Instruction 10 of 2001 is reproduced below.

“(h) Based on grading forwarded by the Service Selection Board, the required number of candidates will be considered selected for grant of Permanent Commission as per Service Selection Board and availability of vacancies. The remaining will be granted SSC in terms of AI 40/73 depending upon vacancies as decided by the DGAFMS.”

The submission of learned counsel for the petitioner is that the total sanction strength was 368 out of which 322 officers are posted against Permanent Commission Posts with deficiency of 46 posts. Even if notified vacancies are filled up still 24 posts remain to be filled up to which the petitioner could have been considered and he should have been given permanent Commission in view of the provisions contained in Para 6 (h) of Army Instructions aforesaid. Para 6 (h) of the Army Instructions provide that after filling the vacancies of permanent commission, the left-over vacancies will be granted SSC in terms of Army Instruction No 40 of 1973 depending upon vacancies as decided by DGAFMS.

From a perusal of the record, it shows that DGAFMS has recorded a finding with regard to unfilled vacancies. Moreover whether DGAFMS has a right to take a decision is a question which requires to be looked into by the appropriate authority.

Since petitioner has not represented his case to the respondents we are not inclined to interfere with the mixed question of law and facts.

Accordingly in view of the above, the petitioner is permitted to represent his case to the Appropriate Authority with specific pleading and grounds studded with case-laws ventilating therein his grievances within six weeks from today. In case any such representation is received from the end of the petitioner, the competent authority shall decide the same in accordance with law by passing a speaking and reasoned order after taking into account para 6 (h) of the Army Instructions aforesaid expeditiously within four months from the date of production such representation by the petitioner and shall communicate the decisions so taken to the petitioner forthwith.

Before parting with case, we may clarify that we have not entered into the merit of the case.

As a result of foregoing discussions, the aforesaid petition is disposed of finally.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH

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

O.A. No. 227 of 2014

Bhagwati Prasad

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>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri D.C. Lohumi, Ld. Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Judgment pronounced.</p> <p style="text-align: center;">Original Application No. 227 of 2014 is allowed.</p> <p style="text-align: center;">For order, see our order of date passed on separate sheets.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; margin-left: 10px;">MH</p>

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

M.A. No. 586 of 2017 In re O.A. No. Nil of 2017

Arun Kumar Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Maj (Retd) R.D. Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents may file objection on application for condonation of delay within six weeks. Replication may be filed by Ld. Counsel for the applicant within next two weeks.</p> <p>List the case on 19.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 588 of 2017 In re O.A. Nil of 2017

Ajay Kumar K

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents may file objection on application for condonation of delay within six weeks. Replication may be filed by Ld. Counsel for the applicant within next two weeks.</p> <p>List the case on 19.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

M.A. No. 580 of 2017 with M.A. No. 581 of 2017
In re O.A. No. 254 of 2015

Bhagwat Prasad Mishra
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>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri T.N. Tiwari, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 580 of 2017</u></p> <p>This is an application for condonation of delay under Section 5 of the Limitation Act in filing application for leave to appeal. The application has been preferred after lapse of statutory period. The Tribunal lacks jurisdiction to condone the delay. In view of above, application for condonation of delay in filing application for leave to appeal is rejected.</p> <p style="text-align: center;"><u>M.A. No. 581 of 2016</u></p> <p>Since application for condonation of delay has been rejected, in consequence thereof, application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 93 of 2017

Manoj 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><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is submitted by Ld. Counsel for the applicant that the statutory complaint dated 20.10.2015 (Annexure A-1 to the O.A.) submitted by the applicant has not been decided as yet.</p> <p>We find it a fit case for adjudication.</p> <p>Admit.</p> <p>Respondents shall file counter affidavit within three weeks containing para wise reply of the O.A. Rejoinder affidavit may be filed within next two weeks by the applicant.</p> <p>List the case on 27.06.2017 for orders.</p> <p>It is expected that by the next date of listing the respondents shall decide the statutory complaint preferred by the applicant.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 2765 of 2016 along with M.A. No. 2766 of 2016
In re T.A. No. 388 of 2010

Brijesh Kumar Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is submitted by Ld. Counsel for the parties that yesterday time was granted for a week to file reply.</p> <p style="text-align: center;">Accordingly, list the case on 21.04.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 28 of 2017 with M.A. No. 564 of 2017
In re O.A. No. Nil of 2017

Jai Bihari 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><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 564 of 2017</u></p> <p style="text-align: center;">Objection on application for condonation of delay filed by Ld. Counsel for the respondents is taken on record.</p> <p style="text-align: center;">M.A. No. 564 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. Nil of 2017</u></p> <p style="text-align: center;">Ld. Counsel for the applicant may file replication within four weeks.</p> <p style="text-align: center;">List the case on 17.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 469 of 2017 In re EX-A. No. 1 of 2017
& T.A. No. 115 of 2011

CO Adm Bn, AMC Centre and School & Others Applicant-Respondents
By Legal Practitioner for the Petitioners

Versus

Hyder Shah Petitioner-Respondent
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yogesh Kesarwani, Ld. Counsel for the applicant-respondents, assisted by Maj Soma John, OIC Legal Cell and Shri R. Chandra, Ld. Counsel for the petitioner-respondent.</p> <p>From a plain reading of order dated 06.10.2015 it is evident that while deciding the case finally the respondents were directed to reinstate the petitioner, but the petitioner was not made entitled to be paid salary for the period between 25.04.2003 till date of delivery of judgment. It is submitted by Ld. Counsel for the respondents that PPO has been issued in terms of said order.</p> <p>A perusal of final order dated 06.10.2015 indicates that order of dismissal dated 24.04.2003 has been set aside but salary for the period commencing from 25.04.2003 till date of delivery of judgment was not to be paid to the respondent-petitioner. In view of above, there appears no question to pass any order with regard to payment of salary from 25.04.2003 till date of delivery of judgment. The respondent-petitioner shall be entitled to payment of pension/post retiral dues in the revised pay scale as applicable on 25.04.2003 or the date of actual superannuation of the rank from which the respondent-petitioner was dismissed.</p> <p>Order dated 06.10.2015 is clarified accordingly.</p> <p>Application No. 469 of 2017 is disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p style="text-align: left; margin-left: 10px;">anb</p>

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

O.A. No. 470 of 2012 with M.A. No. 1468 of 2016
& M.A. No. 1759 of 2016

Naseebul Hasan Syed
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Maj (Retd) R.D. Singh, Ld. Counsel for the applicant and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents three weeks' and no more further time is allowed for filing objection on amendment application filed by Ld. Counsel for the applicant. Ld. Counsel for the applicant may file replication within two weeks' thereafter.</p> <p style="text-align: center;">With the consent of Ld. Counsel for the parties, list the case on 28.06.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p>

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

O.A. No. 290 of 2016

Harendra Vikram 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><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yash Pal Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Shri V.P.S. Vats, Ld. Counsel for the respondents, four weeks' time is granted to file counter affidavit. Rejoinder affidavit, if any, may be filed by Ld. Counsel for the applicant within next two weeks.</p> <p>List the case on 29.06.2017 for hearing.</p> <p>It is clarified that in case affidavits are exchanged the O.A. may be heard and disposed of finally on said date.</p> <p>Ld. Counsel for the applicant is permitted to deposit cost within a week from today.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A.(A) No. 292 of 2016

Shaik Shabber
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>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.P. Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Shri V.P. Pandey, Ld. Counsel appearing for the applicant states that he is no more counsel in the case and the case shall be conducted by Shri G.P. Gaur, Advocate whose name is also shown in the cause list.</p> <p style="text-align: center;">Accordingly, name of Shri V.P. Pandey shall be deleted from the cause list and name of Shri G.P. Gaur alone shall be shown as Ld. Counsel for the applicant.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, four weeks' time is granted to file counter affidavit on behalf of respondent No. 6. Ld. Counsel for the applicant may file rejoinder affidavit within next two weeks.</p> <p style="text-align: center;">List the case on 17.07.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 89 of 2012

Arun Kumar Gupta
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>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Applicant in person. Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted one week's further time to file counter affidavit in terms of order dated 02.03.2017. Applicant shall have one week thereafter to file replication.</p> <p>List the case on 26.04.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 154 of 2013 with T.A. No. 23 of 2013

Nb Subedar Prashant Kumar Sahoo
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Lt Col MK Mishra OIC Legal Cell.</p> <p>The controversy relates to grant of permanent commission in the Indian Army. The petitioner was working on the post of Nb Sub. He was not granted permanent commission against six notified vacancies of permanent commission. Sixteen vacancies of short service commission were also notified which were filled up on the basis of merit, but the petitioner could not succeed.</p> <p>He preferred the present petition on the ground that there are still a number of vacancies in the quota of permanent commission on which the petitioner should have been adjusted in order of merit. The petitioner relied upon para 6 (h) of Army Instruction 10/2001.</p> <p>On the other hand Ld. Counsel for the respondents submits that the applicant has got no right or claim for selection on un-notified vacancies. He has placed before the Tribunal the opinion of Wg Cdr VS Suhag, Legal Officer dated 08.04.2013 mentioning therein how and in what manner the vacancies are to be filled up.</p> <p>Ld. Counsel for the petitioner argued that there are 368</p>

vacancies out of which 322 have been filled up while there is deficiency of 46 vacancies.

List on **13.04.2017** for further hearing.

On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.

Ld. Counsel for the parties may submit/exchange synopsis, and list of events.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

anb

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

T.A. No. 23 of 2013 with O.A. No. 154 of 2013

L.M. Butola

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rakesh Johri, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The controversy relates to grant of permanent commission in the Indian Army. The petitioner was working on the post of Havildar. He was not granted permanent commission against six notified vacancies of permanent commission. Sixteen vacancies of short service commission were also notified which were filled up on the basis of merit, but the petitioner could not succeed.</p> <p>He preferred the present petition on the ground that there are still a number of vacancies in the quota of permanent commission on which the petitioner should have been adjusted in order of merit. The petitioner relied upon para 6 (h) of Army Instruction 10/2001.</p> <p>On the other hand Ld. Counsel for the respondents submits that the applicant has got no right or claim for selection on un-notified vacancies. He has placed before the Tribunal the opinion of Wg Cdr VS Suhag, Legal Officer dated 08.04.2013 providing therein how and in what manner the vacancies are to be filled up.</p> <p>Ld. Counsel for the petitioner argued that there are 368</p>

vacancies out of which 322 have been filled up while there is deficiency of 46 vacancies.

List on **13.04.2017** for further hearing.

On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.

Ld. Counsel for the parties may submit/exchange synopsis, and list of events.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

anb

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

M.A. No. 1572 of 2016 with M.A. No. 2257 of 2016
In re O.A. No. Nil of 2016

Udai Narain Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri D.N. Pandey, learned counsel for the applicant and Shri Md. Zafar Khan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Cause shown seems to be sufficient. Hence delay in filing the O.A is condoned.</p> <p>We have heard learned counsel for the parties on admissibility of the case.</p> <p>Having heard learned counsel for the parties, we are of the view that it is a fit case for admission.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file counter affidavit. Rejoinder Affidavit, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 28.06.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH</p>

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

O.A. No. 200 of 2015

Col V.J.S. Varaich

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>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant and Shri Alok Mathur, learned counsel for the respondents, assisted by Col Ajeen Kumar, OIC Legal Cell.</p> <p>During the course of hearing, Shri Alok Mathur and Col Ajeen Kumar made a statement after perusal of the record that one man enquiry was held to find out the factual position with regard to Applicant's complaint for non-communication of counselling letters. Brigadier R.K.Rajput submitted a report dated 02.12.2011 which reveals that Applicant was well aware that counselling letters were sent by the Initiating officer. However on query made by the Court, a statement has been made that the report of one man enquiry was never served on the Applicant. On further query by the Court as to whether in one man enquiry, Brigadier R.K.Rajput had recorded the statement of the Applicant, the reply was in negative but at the same time, asserted that Applicant was called and examined by one man enquiry.</p> <p>Inspite of instructions issued, the OIC Legal Cell showed his inability to produce copy of the statement of the Applicant recorded during Course of one man enquiry conducted by Brigadier R.K.Rajput. However, OIC Legal Cell namely Col Ajeen Kumar admits that one man enquiry does not contain any</p>

reference. He states that name of the witnesses who were examined by one man enquiry has been referred to in the order but the statements put in by these witnesses have not been discussed in the inquiry report.

Let a copy of one man enquiry in its entirety alongwith original statements of the witnesses be filed within a week from today by the respondents for perusal of the Bench.

The case is ordered to be listed on 24.04.2017 for further hearing.

On the next date learned counsel for the respondents shall submit compilation of army orders, letters covering the dispute in question.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List A)

T.A. No. 69 of 2013

Smt Omi Devi W/o Col Dayanand
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) R.N. Singh, learned counsel for the petitioner and Shri R.K.S. Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List this case on 27.04.2017 for further hearing as prayed by OIC Legal Cell.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

O.A. No. 302 of 2011

Brijendra Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri V.A.Singh, learned counsel for the applicant and Dr. S.N. Pandey, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>From a perusal of the record, it transpires that the affidavit filed by respondents on 28.03.2017 does not contain Annexure referred to in pleading as SCA A-1. Accordingly the same cannot be taken into account.</p> <p>The respondents may file another affidavit annexing therewith the relevant annexure within 24 hours.</p> <p>The copy of the affidavit aforesaid served to the Applicant was also conspicuous by absence of the Annexure SCA-A1. However, learned counsel for the respondents has handed out the Annexure SCA A-1 to the learned counsel for the Applicant which has been accepted by learned counsel for the Applicant. Learned counsel for the Applicant may file response to the SCA aforesaid within a week.</p> <p>List this case on 20.04.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

O.A. No. 266 of 2012

Shubhash Chand

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>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri S.K. Singh, learned counsel for the applicant and Shri G.S. Sikarwar, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Counter affidavit filed by learned counsel for the respondents is taken on record.</p> <p>Rejoinder affidavit, if any, may be filed within four weeks.</p> <p>With the consent of parties, the case is ordered to be listed for hearing on 27.06.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

O.A. No. 160 of 2015

Dhirendra Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>By earlier order, Col Kamal Singh had made a statement across the bar that counter affidavits on behalf of respondents 6 and 7 shall be filed by OIC Legal Cell as Army has decided to defend their case. No counter affidavits have been filed on behalf of respondents 6 and 7.</p> <p>Six weeks' time is allowed to file counter affidavit on behalf of respondents 6 and 7. Rejoinder affidavit if any, may be filed within four weeks next thereafter.</p> <p>List this case on 02.08.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

O.A. No. 167 of 2016 with M.A. No. 2177 of 2016

Ramesh Kumar Tiwari Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri R. Chandra, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks' time is allowed to file rejoinder affidavit.</p> <p style="text-align: center;">With the consent of parties, the case is ordered to be listed on 29.06.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

O.A.(A) No. 279 of 2013

Manoj Kumar Sharma Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri K.K. Singh Bisht, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list this case on 17.04.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH</p>

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

T.A. No. 983 of 2010

Ajit Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri S.K. Singh, learned counsel for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Rejoinder affidavit filed today is taken on record.</p> <p>List this case on 25.04.2017 for hearing.</p> <p>On the date fixed, entire original record shall be produced for perusal of the Bench.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>