

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

O.A. No. 124 of 2017

Deo 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>24.04.2017</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, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Against the impugned order of discharge, the Applicant had submitted a statutory complaint dated 30.11.2016 which according to the Applicant has not yet been decided. It is further submitted that in the meanwhile, discharge order was issued.</p> <p>The learned counsel for the Applicant has agreed to prefer additional statutory complaint vis a vis the discharge order.</p> <p>In view of the above, as against the discharge order, the Applicant may prefer additional statutory complaint. In case any additional statutory complaint is filed within one month, the same alongwith earlier statutory complaint dated 30.11.2016 shall be decided in accordance with law within a period not exceeding three months by a speaking order from the date of production of a certified copy of this order.</p> <p>Learned counsel for the Applicant prays for interim order staying discharge order.</p> <p>However, in the facts and circumstances of the case, it is</p>

ordered that the retirement of the Applicant shall be subject to further orders by this Tribunal or the decision taken by the competent authority adjudicating the statutory complaints .

In view of the above, the O.A aforesaid is disposed of finally with the consent of the learned counsel for the parties.

(Air Marshal Anil Chopra)
Member (A)

MH/-

(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. 675 of 2017 with M.A. No. 676 of 2017
In re M.A. No. 825 of 2016

Suresh Kumar Tripathi
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 J.N. Mishra, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No. 675 and 676 of 2017.</u></p> <p>By means of the above applications, prayer that has been made is for condonation of delay which is only one month.</p> <p>Learned counsel for the respondents does not propose to file any written objection and he has canvassed only oral objections.</p> <p>Since the delay is only one month and in our considered view, the same has been reasonably explained. Thus, cause shown is found to be sufficient.</p> <p>In view of the above, Application No 675 of 2017 is allowed and the delay is accordingly condoned, of course, subject to payment of cost of Rs 500/- which shall be remitted to the Accounts of the Local Bar Association Armed Forces Tribunal, Regional Bench Lucknow for upgradation of its Library. The cost shall be deposited within a week.</p> <p style="text-align: center;">List this case on 09.05.2017 for admission.</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. 21 of 2015

Maj Saurabh 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>24.04.2017</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 : Applicant in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>It is submitted by the Applicant who appeared in person that the respondent is a qualified Dentist and has a roaring practice and out of her earning, she has recently purchased a Car and has also remitted a sum of Rs 3 lakhs to the account of her mother. In substance, it is submitted that she does not require any maintenance from the Applicant.</p> <p>In view of the above, counsel for the respondent no. 6 is directed to file an affidavit indicating therein the details of car, its make, its cost and also the details in respect of money transferred to the accounts of her mother and its source etc. The learned counsel for the respondents shall also indicate whether she is filing income tax returns and if so, PAN Card No and details of earning as per income tax returns filed by her. The affidavit aforesaid may be filed within a week. Supplementary rejoinder affidavit if any may be filed within one week next thereafter.</p> <p>The Applicant also made a grouse that he is not being permitted to meet his daughter inasmuch as calls made by him</p>

are not being attended by her.

In view of the above, it is directed that the Applicant shall be permitted to meet his daughter on every Sunday and Saturday at least for six hours in a day. The respondent no. 6 is also directed to allow Applicant to speak to his daughter on phone.

On the next date fixed, the respondents shall produce the entire record whereby the Army Authorities sanctioned the maintenance to respondent no. 6 and her daughter.

List this case on 24.05.2017 for hearing on which it may finally be decided.

(Air Marshal Anil Chopra)
Member (A)

MH/-

(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. 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>24.04.2017</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;">List this case for hearing on 01.05.2017 on which date the Applicant may submit chart indicating the issues which he has raised in his statutory complaint, were not dealt with in the impugned orders while deciding the statutory complaint. A copy of the chart so prepared may also be supplied to learned counsel for the respondents.</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. 14 of 2016

Mohan Bahadur Thapa
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>24.04.2017</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 holding brief of Shri K.K.S. Bisht, 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>It is informed that counsel for the Applicant has not attended the Court on account of being ill.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 28.06.2017 for hearing.</p> <p>Let the counsel for the Applicant be informed 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>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. 109 of 2016 with M.A. No. 2642 of 2016
& M.A. No. 2780 of 2016

Amarnath Singh Kharwar
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>24.04.2017</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 Diwakar Singh, Ld. Counsel for the applicant and Shri Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the respondents has submitted that in all, three letters were sent to the Bank concerned but none of them have elicited any response with regard to compliance of order dated 22.12.2016.</p> <p style="text-align: center;">In view of the above, let notice be issued to respondent no. 6 to show cause why the order of the Tribunal has not been complied with inspite of communication by the Army authorities.</p> <p style="text-align: center;">On the date fixed, the Branch Manager of the Bank concerned shall remain present alongwith record.</p> <p style="text-align: center;">It is clarified that the case may be finally decided on the next date fixed.</p> <p style="text-align: center;">List this case on 25.05.2017 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. 135 of 2016 with M.A. No. 2155 of 2016 & M.A. No. 2778 of 2016 (T.A. No. 127 of 2009 (Decided))

Ravinder 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>24.04.2017</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 applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Learned counsel for the Applicant prays that the case be adjourned for today. Learned counsel for the respondents has no objection.</p> <p>In view of the above, the case is directed to be listed on 01.05.2017 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. 171 of 2016

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>24.04.2017</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.N. Bind, 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;">Counter affidavit filed by learned counsel for the respondents is taken on record. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">In terms of the earlier order the record shall be produced on the date fixed for perusal of the Bench.</p> <p style="text-align: center;">List this case on 30.05.2017 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. 118 of 2017

Smt. Rajwati Yadav 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>24.04.2017</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 Angrej Nath Shukla, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>The applicant's prayer for grant of ex-gratia has been rejected by the impugned order dated 02.11.2016 by respondent No 6.</p> <p>The matter requires hearing.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents shall file counter affidavit within six weeks. Ld. Counsel for the applicant shall file rejoinder affidavit within next two weeks.</p> <p>List the case on 03.08.2017 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><small>anb</small></p>

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

EX-A. No. 69 of 2017 In re T.A. No. 72 of 2012

Ugra Sen 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>24.04.2017</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, Ld. Counsel for the petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Four weeks' time is granted to Dr. S.N. Pandey, Ld. Counsel for the respondents assisted by OIC Legal Cell to seek instructions as to why order of the Tribunal dated 01.12.2016 has not been complied with and show cause.</p> <p>List the case on 30.05.2017 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>

anb

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

M.A. No. 2699 of 2016 with M.A. No. 538 of 2017
Inre O.A. No. Nil of 2016

Devendra 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>24.04.2017</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 Mukesh Kumar, 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;">Ld. Counsel for the applicant prays for and is granted two weeks' further time to file reply to the objection filed by Ld. Counsel for the respondents.</p> <p style="text-align: center;">List the case on 24.07.2017 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><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. 666 of 2017 In re T.A. No. 947 of 2010

Vinod Kumar

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>24.04.2017</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 petitioner and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>We have heard Col (Retd) Y.R. Sharma, Ld. Counsel for the petitioner 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 petitioner that the petitioner has not been retired and still he is working and holding the post of Lt Col.</p> <p>The whole judgment dated 31.03.2017 of this Tribunal seems to be based on the ground that the petitioner has already attained age of superannuation and has retired. Accordingly consequential benefits and arrears of salary have been directed to be provided.</p> <p>Admittedly the error is apparent at the face of record. Instead of correcting the order, we recall order dated 31.03.2017.</p> <p>Put up on 25.04.2017 for hearing afresh.</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. 667 of 2017 with M.A. No. 668 of 2017
In re T.A. No. 531 of 2010

Sultan Ram
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>24.04.2017</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 petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p><u>M.A. No. 667 of 2017</u></p> <p>The petition was dismissed for non prosecution by order dated 02.02.2017. However according to office note there is delay of two years and six months and 22 days. Office seems to have incorrectly calculated the delay in preferring the application for recall of the impugned order dated 02.02.2017 dismissing the petition for non prosecution.</p> <p>Joint registrar shall submit the report as to why and how office has committed the mistake in calculating the period of delay.</p> <p>Subject to above we have heard Ld. Counsel for the petitioner and Ld. Counsel for the respondents. The delay seems to be only of less than a week. Ld. Counsel for the respondents does intend to file objection.</p> <p>Cause shown seems to be sufficient. Accordingly delay is condoned.</p>

M.A. No. 668 of 2017

Order dated 02.02.2017 is recalled and the T.A is restored to its original number subject to payment of cost of Rs 500/- which shall be remitted to Bar Association, Armed Forces Tribunal Lucknow. Let cost be deposited within a week.

M.A. No. 667 of 2017 and 668 of 2017 stand disposed of. List the case on **11.05.2017** for 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. 15 of 2017

Bhupendra Singh Bhadauria
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>24.04.2017</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 Ms Appoli Srivastava, Ld. Counsel for the respondents is taken on record.</p> <p>Present : Maj (Retd) R.D. Singh, Ld. Counsel for the applicant and Ms Appoli Srivastava, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>The petition was dismissed by a Bench of Armed Forces Tribunal at Jabalpur vide order dated 22.09.2016. By a later order the petition has been transferred to this Bench at Lucknow. However, no application for recall/restoration has been moved by petitioner's counsel.</p> <p>As prayed by Ld. Counsel for the petitioner, two weeks' time is granted for filing restoration application.</p> <p>List the case 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><small>anb</small></p>

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

EX-A. No 151 of 2016 In re 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>24.04.2017</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 Shrivastava, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">The required papers for completion of formalities have been handed over to Ld. Counsel for the applicant who undertakes to submit the same duly signed by the applicant after completion of formalities within a week.</p> <p style="text-align: center;">List the case on 04.05.2017 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><small>anb</small></p>

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

EX-A. No. 181 of 2016 with M.A. No. 2545 of 2016
In re O.A. No. 81 of 2010

Achche Lal
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>24.04.2017</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 Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>The pension which was duly sanctioned and paid to the petitioner has been deducted from the Bank Account of the applicant. The amount is to the tune of Rs 14 lacs. Ld Counsels for the respondents do not dispute that no notice was served on the applicant before deducting the amount in question. The pension amount which has already been paid could not have been deducted without communicating decision or serving show cause notice.</p> <p>Accordingly subject to further orders of the Tribunal, we direct the Branch Manager, State Bank of India, Sadar Bazar, Lucknow Cantt, Lucknow to immediately release the recovered amount from the applicant of pension within a week from the date of communication of this order.</p> <p>List the case on 02.05.2017 for further orders.</p> <p>On said date Manager of the Bank concerned shall appear in person and show cause as to why his conduct may not be reprimanded or censored and the Chairman of the State Bank of India be not communicated for appropriate disciplinary action against him.</p> <p>Copy of the order be supplied to Ld. Counsel for the parties free of cost by 25.04.2017.</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 style="text-align: left;"><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. 1408 of 2016 with M.A. No. 423 of 2017
In re O.A. No. Nil of 2016

Brijesh Kumar Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 Mohit Dhingra, Ld Counsel holding brief for Col (Retd) R.N. 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;">Counsel for the applicant is reported to be out of station.</p> <p style="text-align: center;">List the on 28.06.2017 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)

O.A. No. 385 of 2011

Sharma Naresh 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>24.04.2017</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 D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Put up on 25.04.2017 for further hearing 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><small>anb</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. 264 of 2014 with M.A. No. 384 of 2017
& M.A. No. 604 of 2017

Col Mahesh 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>24.04.2017</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 : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Shri Sunil Sharma, Ld. Counsel for the respondents prays for time to prepare the case and cite case laws.</p> <p style="text-align: center;">List the case on 02.05.2017 for further hearing.</p> <p style="text-align: center;">The date chart and list of events submitted by Ld. Counsel for the parties are taken on record.</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)

O.A. No. 288 of 2016 with M.A. No. 74 of 2017

Ram Yogya Ojha
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>24.04.2017</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 P.N. Chaturvedi, Ld. Counsel for the applicant and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</p> <p style="text-align: center;">As prayed, list the case on 24.07.2017 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)

O.A.(A) No. 309 of 2016

Gyanendra Madhukar
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>24.04.2017</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 Devansh Bhardwaj, 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>Ld. Counsel for the applicant made a prayer for adjournment of the case.</p> <p>Shri Sunil Sharma, Ld. Counsel for the respondent has no objection.</p> <p>As prayed, list the case on 24.07.2017 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)

O.A. No. 126 of 2012 with M.A. No. 2114 of 2015

Smt Uma Patel & ORs
By Legal Practitioner for the Applicant

Applicant

Versus

Commanding Officer 38 Med Regt
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 Yashovardhan Swaroop, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>We have been informed by Maj Piyush Thakran, OIC, Legal Cell that Maj Soma John (OIC, Legal Cell) has been allotted the record of the present case and she is away.</p> <p>In view of request made by OIC, Legal Cell, list the case on 03.05.2017 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><small>anb</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. 127 of 2012 with M.A. No. 2115 of 2015

Gautam Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Commanding Officer 38 Med Regt
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 Yashovardhan Swaroop, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>We have been informed by Maj Piyush Thakran, OIC, Legal Cell that Maj Soma John (OIC, Legal Cell) has been allotted the record of the present case and she is away.</p> <p>In view of request made by OIC, Legal Cell, list the case on 03.05.2017 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><small>anb</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. 200 of 2015

Col VJS Varaich
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & ors.
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Copies of the affidavit prepared by the respondents in view of order dated 12.04.2017 are undertaken to be served today by Shri Yogesh Kesarwsani, Ld.Counsel for the respondents on Ld.Counsel for the applicant.</p> <p>Ld. Counsel for the applicant undertakes to file reply, if any, within three days from today.</p> <p>List the case on 01.05.2017 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><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. 94 of 2016

Sunil Kumar

Petitioner

By Legal Practitioner for the Applicant

Versus

Commanding Officer 38 Med Regt

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 Yashovardhan Swaroop, 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>We have been informed by Maj Piyush Thakran, OIC, Legal Cell that Maj Soma John (OIC, Legal Cell) has been allotted the record of the present case and she is away.</p> <p>In view of request made by OIC, Legal Cell, list the case on 03.05.2017 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>(Air Marshal Anil Chopra) Member (A)</p> <p>(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. 95 of 2016

Baljit Singh
By Legal Practitioner for the Applicant

Petitioner.

Versus

Union of India & ors
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 Yashovardhan Swaroop, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>We have been informed by Maj Piyush Thakran, OIC, Legal Cell that Maj Soma John (OIC, Legal Cell) has been allotted the record of the present case and she is away.</p> <p>In view of request made by OIC, Legal Cell, list the case on 03.05.2017 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><small>anb</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. 124 of 2017

Deo 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>21.04.2017</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 Namit Sharma is taken on record. His name shall be shown in the cause list as Ld. Counsel for the respondents.</p> <p>Present : None for the applicant. Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Lawyers are abstaining from Court in pursuance to call given by Bar Council of India.</p> <p>List the case on 24.04.2017 for admission/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>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. 657 of 2017 with M.A. No. 658 of 2017
In re M.A. No. 131 of 2016

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

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>21.04.2017</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 : Mrs. Amrita Chakraborty, Ld. Counsel for the applicant-respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 657 of 2016</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. 658 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 style="text-align: left; margin-left: 5px;"><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. 92 of 2016

Alopi Shanker Bajpae
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>21.04.2017</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 D.K. Pandey is taken on record. His name shall be shown in the cause list as Ld. Counsel for the respondents.</p> <p>Present : None for the applicant. Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Lawyers are abstaining from Court in pursuance to call given by Bar Council of India.</p> <p>List the case on 01.05.2017 for admission/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>anb</p>

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

Dy- No. 465 of 2017 In re O.A. No. Nil of 2017
& M.A. No. 473 of 2017

Saurabh Raghav
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>21.04.2017</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;"><u>M.A. No. 473 of 2017</u></p> <p style="text-align: center;">Counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p style="text-align: center;">M.A. No. 473 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 shall file rejoinder affidavit within two weeks' thereafter.</p> <p style="text-align: center;">List the case on 27.06.2017 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;">The case may be heard and disposed of finally on next date of listing.</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)

EX-A. No. 33 of 2017 In re T.A. No. 158 of 2010

Prem 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>21.04.2017</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 Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>In spite of orders dated 23.02.2017 and 24.03.2017 respondents have not filed compliance report.</p> <p>List the case on 09.05.2017 for orders.</p> <p>On the next date of listing respondents shall show cause as to why the order of the Tribunal dated 08.09.2016 has not been complied with.</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. 38 of 2017 In re T.A. No. 1308 of 2010

Ram Kripal Pal
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>21.04.2017</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 R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Two weeks' further time is granted to Ld. Counsel for the respondents to show cause as to why the order of the Tribunal dated 13.04.2016 has not been complied with.</p> <p>List the case on 09.05.2017 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><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. 888 of 2016 In re O.A. No. Nil of 2016

Dheeraj Modgil
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>21.04.2017</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;">Two weeks' further time is granted to the applicant to file reply to the objection filed by the respondents on application for condonation of delay.</p> <p style="text-align: center;">List the case on 27.06.2017 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. 2075 of 2016 with M.A. No. 2076 of 2016
In re M.A. No. 1837 of 2015

Harishankar Dwivedi
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>21.04.2017</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 : Applicant in person. Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Dr. Shesh Narain Pandey, Ld. Counsel for the respondents has served copy of the objection on application for condonation of delay on the applicant who has appeared in person. However Dr. Pandey undertakes to file the affidavit/objection in Court by 24.04.2017.</p> <p style="text-align: center;">List the case on 09.05.2017 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><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. 2765 of 2016 alongwith M.A. No. 2766 of 2016 & M.A. No. 614 of 2017 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>21.04.2017</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 : Petitioner in person. Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p><u>M.A. No. 614 of 2017</u> Objection to application for condonation of delay is taken on record. M.A. No. 614 of 2017 is disposed of accordingly.</p> <p><u>M.A. No. 2765 of 2016 and M.A. No. 2766 of 2016</u> Heard the petitioner in person and Ld. Counsel for the respondents. Delay seems to be only for a month which has been reasonably explained by the petitioner while preferring the application for recall of order dated 07.11.2016. Delay is condoned. Order dated 07.11.2016 is recalled subject to payment of cost of Rs 200/- by the petitioner within two weeks. The cost shall be remitted to Bar Association of Armed Forces Tribunal, Regional Bench, Lucknow. The case shall be restored to its original number subject to payment of cost. M.A. Nos. 2765 and 2766 of 2016 are disposed of. List the case on 09.05.2017 for 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.</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. 151 of 2017 with M.A. No. 157 of 2017
In re M.A. No. 79 of 2016 & M.A. No. 677 of 2017

Vijaypal 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>21.04.2017</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 the applicant. 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. 677 of 2017</u></p> <p style="text-align: center;">Objection on application for condonation of delay filed by the respondents is taken on record.</p> <p style="text-align: center;">M.A. No. 677 of 2017 is disposed of.</p> <p style="text-align: center;">Applicant shall file reply to the objection within two weeks.</p> <p style="text-align: center;">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><small>anb</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. 108 of 2014

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>21.04.2017</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. Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant is granted four weeks' further time to file rejoinder affidavit.</p> <p>List the case on 19.07.2017 for orders.</p> <p>Registry shall inform the order to Ld. Counsel for 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><small>anb</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. 318 of 2016

Shib Bahadur Gurung
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>21.04.2017</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 Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Lawyers are abstaining from Court in pursuance to call given by Bar Council of India.</p> <p style="text-align: center;">List the case on 18.07.2017 for 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><small>Anb</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. 13 of 2017 with M.A. No. 678 of 2017

Suneel 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>21.04.2017</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 D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 678 of 2017</u></p> <p>Affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p style="text-align: center;">M.A. No. 678 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 13 of 2017</u></p> <p>Ld. Counsel for the respondents shall receive instructions as to why the applicant has not been permitted to resume duty.</p> <p style="text-align: center;">List the case on 25.04.2017 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; 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. 96 of 2017

Col Surajit Basu
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>21.04.2017</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 Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">Four weeks' further time is allowed to the applicant to file affidavit in terms of order dated 28.03.2017.</p> <p style="text-align: center;">List the case on 29.05.2017 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><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. 528 of 2010

Laxmi Prasad
By Legal Practitioner for the Petitioner

Petitioner

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.04.2017</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>Lawyers are abstaining from Court in pursuance to call given by Bar Council of India.</p> <p>List the case on 08.05.2017 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><small>anb</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. 41 of 2015

Parmjit 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>21.04.2017</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>List the case again 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><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. 75 of 2011

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>21.04.2017</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>OIC Legal Cell (Maj Soma John) dealing with the matter is reported to be out of station.</p> <p>As prayed by Ld. Counsel for the respondents, list the case on 11.05.2017 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><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. 82 of 2011

Ram Lakhan 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>21.04.2017</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 Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, list the case on 11.05.2017 in terms of earlier order.</p> <p>Meanwhile respondents shall file supplementary counter affidavit.</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. 58 of 2016 and M.A. No. 680 of 2017

Vijay Shankar Dwivedi
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>21.04.2017</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 Amit Jaiswal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p><u>M.A. No. 680 of 2017</u></p> <p>Supplementary counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 680 of 2017 is disposed of.</p> <p><u>T.A. No. 58 of 2016</u></p> <p>Ld. Counsel for the petitioner may file reply within two weeks.</p> <p>List the case on 03.05.2017 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><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. 97 of 2016 with M.A. No. 681 of 2017

Gyan Prakash Srivastava
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>21.04.2017</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) T.B. Srivastava, Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p><u>M.A. No. 681 of 2017</u> Affidavit filed by the respondents is taken on record. M.A. No 681 of 2017 is disposed of.</p> <p><u>T.A. No. 97 of 2016</u> Petitioner is granted two weeks' time to file response. List the case on 12.05.2017 for further hearing. Name Col (Retd) T.B. Srivastava shall be shown in the cause list as Ld. Counsel for the petitioner.</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. 197 of 2015

Subham 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>21.04.2017</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. Ms. Deepti P Bajpai, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">Lawyers are abstaining from Court in pursuance to call given by Bar Council of India.</p> <p style="text-align: center;">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> <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. 202 of 2016 with M.A. No. 2507 of 2016

Gopal 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>21.04.2017</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;">Lawyers are abstaining from Court in pursuance to call given by Bar Council of India.</p> <p style="text-align: center;">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> <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. 84 of 2013 with M.A. No. 2613 of 2016

Gurmeet Singh & Ors
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>21.04.2017</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 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. 2613 of 2016</u></p> <p>Heard Ld. Counsel for the parties on this application for amendment of the T.A.</p> <p>The controversy relates back to the year 1988. At this belated stage, we are not inclined to allow the amendment application based on facts which were within the knowledge of the petitioner.</p> <p>M.A.No. 2613 of 2016 is rejected.</p> <p style="text-align: center;"><u>T.A. No. 84 of 2013</u></p> <p>Petitioner is granted two weeks' time to file rejoinder affidavit. 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 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. 1065 of 2010

R.N. 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>20.04.2017</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 Bhasker Pratap Dubey, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>A supplementary affidavit has been filed by the petitioner with accompanying Application dated 15.04.2017 during the course of hearing today in the Court. The said affidavit filed alongwith Application betrays serious incriminating materials on some the then Senior officers of the Indian Air Force. The aforesaid Affidavit has been filed in sealed envelope with the avowed object of maintaining confidentiality pursuant to the permission granted by the Tribunal. Wg Cdr Sardul Singh demanded copy of the affidavit submitting that he would require the same in order to be able to file reply. In view of the above, let a copy of the affidavit filed in sealed cover shall be provided to Wg Cdr Sardul Singh OIC Legal Cell who is present in Court within 48 hours. The reply to the affidavit shall be filed within four weeks from today.</p> <p>In the facts and circumstances of the case, and looking to the seriousness of the allegations, it shall be appropriate that some senior officer not below the rank of Air Marshal may be deputed to look into the matter by the Chief of the Air Staff in</p>

order to ferret out the correctness of the allegations and thereafter, file affidavit containing Para-wise reply to the affidavit filed by the petitioner.

It may be noted that the petitioner has brought on record this confidential facts on permission granted by the Tribunal since during the course of hearing mere mentioning of these facts would not have sufficed to decide the controversy in the absence of pleadings brought on record pertaining to the bias on the part of the then senior officers of the Indian Air Force. The Bench Secretary shall keep the entire record filed by the petitioner in sealed cover which shall be entrusted to the custody of the Registrar of the Tribunal who shall keep the same in safe custody and shall produce the same on the date fixed in the Court.

Learned counsel for the Petitioner prays for incorporating amendments which have already been allowed. Let the amendments be carried out in the course of the day.

However, it may be clarified that the matter is very serious involving the reputation of the Indian Air Force. In the circumstances, we give liberty to the Chief of the Air Staff to take a benign view of the entire matter and set aside the impugned order and retire the petitioner honourably from service with full pension of the rank which he was holding at the time of discharge and close the chapter for all time to come.

Let the case be listed for further hearing on 28.06.2017.

(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. 1103 of 2010

R.N. 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>20.04.2017</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 Bhasker Pratap Dubey, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Since the matter is being listed alongwith T.A No 1065 of 2010 and since the aforesaid T.A has been postponed for further hearing to 28.06.2017, this case is also postponed and is directed to be listed for further hearing on 28.06.2017.</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. 302 of 2011

Brijendra 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>20.04.2017</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 Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">It is informed across the bar that learned counsel for the Applicant has not attended the Court today, the case is ordered to be adjourned and is directed to be listed 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>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. 17 of 2015

Shevendra Kumar Chauhan
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>20.04.2017</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 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 style="text-align: center;">As prayed by learned counsel for the Applicant, the case is adjourned and is directed to be listed 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>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. 97 of 2015 with M.A. No. 1018 of 2016
alongwith O.A. No. 98 of 2015

Deb 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>20.04.2017</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.S. Bisht, 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;">We have heard learned counsel for the Applicant as also learned counsel for the respondents assisted by the OIC Legal Cell.</p> <p style="text-align: center;">The facts of the case in short are that the Applicant was enrolled in the Indian Army as Infantry Soldier in Kumaon Regiment on 23.11.1977 and was discharged from service on 30.11.1994. After being discharged from service, the Applicant was re-employed in D.S.C as Sepoy on 16.04.1998 for a period of 10 years. It appears that the Applicant was granted extension in 2008 onwards on the interval of every two years. The last extension granted was on 24.11.2011 for a period of two years which was to last upto 23.11.2013. At the time, when the</p>

Applicant was granted extension on 24.11.2011, he was under medical category E2 (temporary). However, it appears that later on, the Applicant's medical category dropped and he was marked under category E2 (permanent) on 07.03.2012. On account of drop in medical category, the Applicant was discharged from service on 31.08.2012.

The main brunt of submission advanced by learned counsel for the Applicant is that there was no change in the medical category and by this reckoning, the order of discharge could not have been passed by the respondents.

In connection with the above, both sides relied upon policy dated 20.09.2010 and adverted to Appendix 'B' of the said policy. For ready reference, the Policy aforesaid in its entirety is reproduced below.

"RETENTION OF PBOR DURING EXTENDED TENURE

1. Retention of PBOR during the extended tenure will be governed by the following considerations:-
 - (a) **Medical Standard.** The individual should remain in acceptable medical category as applicable during pre-extended tenure.
 - (b) **Discipline.** The individual should not earn any red ink entry (including recordable censure in case of JCOs only) during the extended tenure.
2. If, however, it is noticed that there is drop in the above criteria at any time during the extended tenure, the PBOR will be discharged under relevant Army Rules within a period of maximum six months after serving the JCO/NCO the show cause notice. Period of six months is basically meant for discharge drill.
3. **Applicability.** The revised policy will be made

applicable with effect from 01 Apr 2011 to enable the dissemination to all concerned and preparatory work to be carried out by Record offices and Line Dtes.”

A plain reading of the aforesaid policy indicates that the Medical Standard for continuance under the extended period of service must be acceptable medical category as applicable during pre-extended tenure meaning thereby that since the petitioner was under E-2 (temporary) category, his medical category could not have fallen down than what he was possessing at the time of entry. The submission of the learned counsel for the Applicant that Applicant's medical category remains E-2 seems to be not correct for the reason that a person falling under temporary medical category is expected to recover from the disease within stipulated period provided by the Medical Board and he could further improve to shape-1 but in the present case, the medical category of the Applicant had fallen down to E-2 (permanent) which means that the Applicant's Physical condition had fallen down and his medical category had dropped to incurable stage whereby the Applicant has to suffer affliction from medical problems throughout life. It denotes falling drop of medical standard. Hence, in such situation, the Applicant could have been discharged from service in pursuance of Para 2 of the policy, 2010 (supra).

In the facts and circumstances of the case, we do not find any reason to interfere with the impugned order whereby the Applicant was discharged on account of drop in medical category. However, the Applicant shall be entitled to all services

benefits in accordance with Rules as on date of discharge i.e. 07.03.2012 which shall be provided to the Applicant in accordance with Rules expeditiously within three months.

As a result of foregoing discussion, the O.A aforesaid is disposed of finally subject to the aforesaid directions.

There shall be no order as to costs.

(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. 171 of 2016

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>20.04.2017</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.N. Bind, 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;">As prayed by learned counsel for the Applicant, the case is directed to be listed on 24.04.2017 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)

T.A. No. 1455 of 2010

Sarvjit 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>20.04.2017</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, Ld. Counsel for the petitioner and Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p>It is informed across the Bar that on account of illness of his wife, Shri Anurag Mishra learned counsel appearing for the respondents has not attended the Court today.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 26.04.2017 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)

T.A. No. 93 of 2012 with M.A. No. 643 of 2017

Sanjay 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>20.04.2017</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>Learned counsel of the petitioner prays for and is granted 10 days time to file rejoinder affidavit.</p> <p>List this case on 26.05.2017 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)

T.A. No. 15 of 2014 with M.A. No. 1151 of 2016, M.A. No. 2373 of 2016
Alongwith T.A. No. 1368 of 2010

Major Kunwar Ambreshwar 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>20.04.2017</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 petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">In terms of the earlier order, original record has not been produced for perusal of the Bench.</p> <p style="text-align: center;">Learned counsel for the respondents prays for two weeks more time to produce the record in terms of the earlier order.</p> <p style="text-align: center;">As prayed, the case is adjourned and is directed to be listed on 05.05.2017 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)

T.A. No. 30 of 2016

Shesh Nath Pandey
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>20.04.2017</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 petitioner and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant, the case is adjourned and is directed to be listed on 11.05.2017 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)

T.A. No. 13 of 2017

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

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>List the case on 28.04.2017 for re-hearing. Registry shall inform Ld. Counsel for the parties the date fixed for rehearing. On the date fixed, Respondents shall produce original documents pertaining to case for perusal of the Bench. 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><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. 652 of 2017 In re O.A. No. Nil of 2017

Sunil 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>20.04.2017</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 Sudhir Kumar 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>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 file replication, if any, within next two weeks.</p> <p>List the case on 10.08.2017 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>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. 123 of 2017

Vijay 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>20.04.2017</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>Vakalatnama filed on behalf of the respondents by Shri Yogesh Kesarwani, Advocate is taken on record.</p> <p>Present : Shri Krishna Kumar Seth, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>List the case on 24.05.2017 to show cause by the respondents as to why the application for discharge of the applicant on compassionate grounds has not been adjudicated.</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. 66 of 2017 In re O.A. No. 207 of 2010

Jagdish Singh Shekhawat
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>20.04.2017</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 Nishant Verma, 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;">As prayed by Ld. Counsel for the respondents, four weeks' time is granted to show cause as to why the order of Tribunal dated 18.05.2016 has not been complied with.</p> <p style="text-align: center;">List the case on 25.05.2017 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. 1731 of 2016 with M.A. No. 663 of 2017

Pradeep 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>20.04.2017</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 Ashok Kumar, 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;"><u>M.A. No. 663 of 2017</u></p> <p style="text-align: center;">Application filed by Ld. Counsel for the applicant for rejection of objection filed by the respondents is taken on record. M.A. No. 663 of 2017 is accordingly disposed of.</p> <p style="text-align: center;">List the case on 25.08.2017 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)

M.A. No. 644 of 2017 In re O.A. No. 211 of 2010

Shyam 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>20.04.2017</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 Shrish Chandra, 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;">There appears an error apparent on the face of record. Accordingly the order dated 02.03.2017 is clarified and corrected by providing that all the impugned orders, including Summary Court Martial proceedings, punishment awarded thereon as well as orders dated 15.01.2008 & 27.12.2008 passed by respondent No. 2 are set aside with all consequential benefits as decided in O.A. No.211 of 2010, vide order dated 02.03.2017.</p> <p style="text-align: center;">Shri Shrish Chandra, learned counsel for the applicant originally as well as today argued on behalf of the applicant and on the other hand Dr. Shailendra Sharma Atal appeared for the respondents in the case.</p> <p style="text-align: center;">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. 648 of 2017 with M.A. No. 649 of 2017
In re T.A. No. 513 of 2010

Satendra 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>20.04.2017</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 petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prayed for and is granted four 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 28.06.2017 for orders, as agreed by Ld. Counsel for the parties.</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)

T.A. No. 18 of 2016

Balram 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>20.04.2017</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>Affidavits have been exchanged in the case.</p> <p>Admit.</p> <p>List the case for hearing on 27.06.2017, as agreed by Ld. Counsel for the parties.</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. 1878 of 2016 with M.A. No. 2584 of 2016
In re O.A. No. Nil of 2016 & M.A. No. 664 of 2017

Yuva Raj Thapa
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>20.04.2017</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 Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 664 of 2017</u></p> <p style="text-align: center;">Reply to objection on application for condonation of delay is taken on record.</p> <p style="text-align: center;">M.A. No. 664 of 2017 is disposed of.</p> <p style="text-align: center;">As prayed by Shri R.K.S. Chauhan, Ld. Counsel for the respondents, list the case on 05.07.2017 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. 2340 of 2016 with M.A. No. 2641 of 2016
In re O.A. No. Nil of 2016

Shri Pal 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>20.04.2017</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 Vijay Kumar, Ld. Counsel for the applicant and Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p>Shri Virendra Singh, Ld. Counsel for the respondents is reported to be out of station.</p> <p>List the case on 27.06.2017 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. 534 of 2017 In re EX-A. No. 37 of 2017
& O.A. No. 196 of 2015

Smt. Sangita 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>20.04.2017</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. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 534 of 2017</u></p> <p>Since Ld. Counsel for the respondents has no objection to the amendment sought by the applicant, we allow the amendment application. The order has been corrected accordingly by one of us (Hon'ble Air Marshal Anil Chopra, Member 'A') and signed. Ld. Counsel for the applicant is permitted to make necessary correction by red ink in the record i.e. memo of application and other papers on record.</p> <p style="text-align: center;">M.A. No. 534 of 2017 is disposed of.</p> <p style="text-align: center;"><u>EX-A. No. 37 of 2017</u></p> <p style="text-align: center;">List the case on 25.05.2017 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)

O.A. No. 116 of 2013

Karamati Iqbal Khan
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>20.04.2017</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.S. Bisht, 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;">Three weeks' further time is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p style="text-align: center;">Counter affidavit is not on record, which according to Shri Bhanu Pratap Singh, Ld. Counsel for the respondents has already been filed. Registry shall trace it out and place on record</p> <p style="text-align: center;">List the case on 27.06.2017 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. 13 of 2017

Suneel 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>20.04.2017</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 D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the applicant is permitted to file an affidavit with regard to statement made in the Court today that the applicant has not been permitted to resume duty at 213 Transit Camp.</p> <p style="text-align: center;">List the case tomorrow i.e. 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>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. 264 of 2013 & M.A. No. of 2017

Narender 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>20.04.2017</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 D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 665 of 2017</u></p> <p style="text-align: center;">Supplementary counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p style="text-align: center;">M.A. No.665 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 264 of 2013</u></p> <p style="text-align: center;">Ld. Counsel for the applicant may file response, if any through a supplementary rejoinder affidavit within two weeks.</p> <p style="text-align: center;">List the case on 27.06.2017 for further hearing, as agreed by learned counsel for the parties.</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 also 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)

T.A. No. 364 of 2010

Hari Babu Nishad
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>20.04.2017</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 D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>During course of arguments, Shri D.K. Pandey, Ld. Counsel for the respondents admits that except opinion of hand writing expert there is no other evidence on record which may establish that the petitioner had signed the cheque or he had gone to withdraw Rs 5,000/- from the bank, although nine witnesses were produced by the respondents. With regard to original cheque, he submits that it was handed over to the police but was not returned back to the respondents.</p> <p>Heard Ld. Counsel for the parties at length.</p> <p>Order is reserved.</p> <p>Ld. Counsel for the respondents shall submit original records in sealed cover today itself. It shall be open to the learned counsel for the parties to submit written arguments in the case by tomorrow.</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. 61 of 2017 In re O.A. No. 320 of 2012

Mahesh Chandra (Deceased)
(Through Widow Smt. Kamla 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>19.04.2017</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. Gupta, 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, four weeks' time is granted to show cause as to why the order of the Tribunal dated 22.08.2012 has not been complied with.</p> <p style="text-align: center;">List the case on <u>24.05.2017</u> 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. 37 of 2017 In re O.A. No. 196 of 2015

Smt. Sangita 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>19.04.2017</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. S.N. Pandey, 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 20.04.2017 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)

EX-A. No. 50 of 2017 In re O.A. No. 139 of 2014

Prabhat Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2017</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. Singh, Ld. Counsel for the applicant and Wg Cdr Sardul Singh, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">OIC Legal Cell submits that PPO has been issued on 13.04.2017, a copy of which has been provided to Ld. Counsel for the applicant in Court and one such copy is taken on record.</p> <p style="text-align: center;">The present application for execution loses its efficacy, however we direct the bank concerned to release the amount due to the applicant expeditiously, say, within a period of one month from today.</p> <p style="text-align: center;">The execution application is accordingly disposed of.</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/57 of 2017 Inre T.A. No. 26 of 2014

Anil Chandra
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>19.04.2017</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 petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Respondents shall show cause as to why order of the Tribunal dated 04.04.2016 has not been complied with.</p> <p style="text-align: center;">List the case on 26.05.2017 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)

M.A. No. 1602 of 2016 with M.A. No. 2187 of 2016
& M.A. No. 100 of 2017 Inre. O.A. No. Nil of 2016

Arun Kumar Pandey
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2017</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 applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p><u>M.A. No. 2187 of 2016</u> Objection against condonation of delay is taken on record. M.A. No. 2187 of 2016 is disposed of.</p> <p><u>M.A. No. 100 of 2017</u> Replication to objection filed by respondents on application for condonation of delay is taken on record. M.A.No 100 of 2017 is disposed of.</p> <p><u>M.A. No. 1602 of 2016</u> The applicant has not explained period of delay caused in filing the O.A. in this Tribunal between 16.07.2013 and onwards. Ld. Counsel for the applicant may filed supplementary affidavit within one month explaining the delay. 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. 1735 of 2016

Uma Kant 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>19.04.2017</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 Mrs Anju 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, one month's time is granted to file supplementary affidavit.</p> <p style="text-align: center;">List the case on 25.07.2017 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. 1788 of 2016 with M.A. No. 2581 of 2016

AK Das
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>19.04.2017</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 Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2581 of 2016</u></p> <p>Objection against application for condonation of delay is taken on record.</p> <p>M.A. No. 2581 of 2016 is disposed of.</p> <p style="text-align: center;"><u>M.A. No. 1788 of 2016</u></p> <p>Ld. Counsel for the applicant is granted four weeks' time to file replication.</p> <p style="text-align: center;">List the case on 13.07.2017 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. 2171 of 2016 with M.A. No. 2172 of 2016
Inre O.A. No. 37 of 2012

Salil Chandra Jagdev
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>19.04.2017</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 Virat Anand Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Major Piyush Thakran, OIC Legal Cell.</p> <p>Replication against objection filed by respondents on application for condonation of delay has not been filed by the applicant.</p> <p>Let the same be filed within two weeks.</p> <p>List the case 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>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. 11 of 2012

Krishan Lal
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>19.04.2017</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 Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>From the pleadings on record it appears that the petitioner applied for leave from 12.06.1998 to 14.06.1998 to attend marriage of his sister. Pleadings contained in para-7 of the T.A. show that on 14.06.1998, the petitioner came back to the Unit and reported to join duties. At that moment Platoon Havildar Naik Mohan Singh told him to go back to his village and later on letter will be issued calling him to join duties. On instructions of Platoon Havildar Naik Mohan Singh, Lance Naik Hira Singh accompanied the petitioner to the bus stand. Since bus for his destination was not available at that particular time, the petitioner spent the night in the Cantonment with someone and boarded a bus on the next day. Factum of involvement of Lance Naik Hira Singh does not seem to be denied by the respondents. However, it is submitted that during course of inquiry, Naik Mohan Singh appeared and he denied that he had asked the petitioner not to join duty and to return back.</p> <p>While filing counter affidavit, the respondents have not made any specific averment with regard to Naik Mohan Singh and Lance</p>

Naik Hira Singh to the effect that Naik Mohan Singh had asked the petitioner not to join duty and return back to his native place and Lance Naik Hira Singh, on instructions of Naik Mohan Singh, had accompanied the petitioner to the bus stand.

In these circumstances, we deem it appropriate that Naik Mohan Singh and Lance Naik Hira Singh be impleaded as respondents no. 4 and 5 in the array of parties. **Ld. Counsel for the petitioner shall carry out the impleadment and take steps for service of notice within 48 hours.**

Let notice be issued fixing **05.07.2017** for appearance of newly added respondents no. 4 and 5 through OIC, Record Office, Kumaon Regimental Centre, Ranikhet (Uttarakhand) who shall ensure that notices are duly served through his own agency on the newly added respondents expeditiously and in any case before the next date of listing.

It has been stated by OIC Legal Cell that said persons must have retired by now. Accordingly, OIC, Record Office, Kumaon Regimental Centre, Ranikhet (Uttarakhand) shall serve notice to newly added respondents no. 4 and 5 through his own agency after ascertaining the rank from which they had retired and their present place of residence.

OIC, Legal Cell shall ensure that office of OIC, Record Office, Kumaon Regimental Centre, Ranikhet, who is holding the rank of Brigadier, serves notice on said two persons; hence we are not referring the matter to Chief of the Army Staff.

The newly added respondents shall file their affidavits keeping in view pleadings made in paras 6 and 7 of the T.A. on or before the next date of listing.

List the case on **05.07.2017** 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)

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

T.A. No. 57 of 2016 with M.A. No. 2666 of 2016
& M.A. No. 422 of 2017

Santosh Kumar Tripathi
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>19.04.2017</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. Shukla, Ld. Counsel for the petitioner and Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p>It is reported that Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is out of station.</p> <p>As prayed, the case is adjourned.</p> <p>List again on 27.06.2017 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. 26 of 2012

Rajveer 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>19.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>T.A is partly allowed.</p> <p>For orders, see our judgment and order of date passed on separate sheets.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) 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. 101 of 2017

Amit 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>19.04.2017</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 Amit Jaiswal, Ld. Counsel for the respondents assisted by Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">Shri V.P. Pandey, Ld. Counsel for the applicant is reported to be out of station.</p> <p style="text-align: center;">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: 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. 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>19.04.2017</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms Amrita Chakraborty, 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, list the case on 03.05.2017 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>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. 253 of 2012

Krishna Kumar Thakur
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>19.04.2017</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 : Col (Retd) Y.R. Sharma, 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 style="text-align: center;">Ld. Counsel for the parties prays for time to submit synopsis and date of events.</p> <p style="text-align: center;">As prayed, list the case on 27.06.2017 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>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. 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>19.04.2017</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 Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Heard Ld. Counsel for the parties at length.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Order is reserved.</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. 312 of 2015

Ramakant 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>19.04.2017</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.B. Tiwari, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Shri V.P.S. Vats, Ld. Counsel for the respondents submits that the compliance report is likely to be received within one or two days.</p> <p style="text-align: center;">List the case on 26.04.2017 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>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. 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>19.04.2017</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, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>As prayed, list the case on 03.05.2017 for further 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)

T.A. No. 29 of 2014

Lal Babu 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>19.04.2017</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 Rajan Mishra, Ld. Counsel for the petitioner and Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is reported to be out of station.</p> <p style="text-align: center;">List the case on 27.04.2017 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>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. 65 of 2010

Ganesh Babu KV
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>19.04.2017</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 : Applicant in person. Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p style="text-align: center;">Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is reported to be out of station.</p> <p style="text-align: center;">List the case on 27.04.2017 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>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. 200 of 2013

Dinesh 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>19.04.2017</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 Yashpal Singh, 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;">As prayed by Ld. Counsel for the respondents, one week's further time is granted to file reply.</p> <p style="text-align: center;">List the case on 25.04.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to 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>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. 248 of 2015

Smt. Malti 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>19.04.2017</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 Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the parties is not ready with the case.</p> <p style="text-align: center;">List the case on 05.05.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to 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>Jpt</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. 290 of 2015 with M.A. No. 656 of 2017

Kaptan 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>19.04.2017</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. 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;"><u>M.A. No. 656 of 2017</u></p> <p style="text-align: center;">Supplementary counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p style="text-align: center;">M.A. No. 656 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A (A) No. 290 of 2015</u></p> <p style="text-align: center;">Ld. Counsel for the applicant shall have two weeks' time thereafter to file reply.</p> <p style="text-align: center;">List the case on 19.07.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to 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>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. 17 of 2014 Alongwith O.A. No. 267 of 2013

Rajesh Kumar Upadhyay
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>19.04.2017</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 Anand Prakash Pandey, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Piyush Thakran, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, a week's time is granted to file reply to objection filed by Ld. Counsel for the respondents.</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)

T.A. No. 9 of 2015

Shamsul Waris
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>19.04.2017</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 Ashok 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 style="text-align: center;">As prayed by Ld. Counsel for the petitioner, two weeks' time is granted to file rejoinder affidavit.</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 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>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. 23 of 2016

Shyam Sunder 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>19.04.2017</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 Maj Piyush Thakran, OIC Legal Cell for the respondents.</p> <p>Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is reported to be out of station.</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 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>