

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

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>24.03.2017</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 Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list the case on 27.03.2017 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><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

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>24.03.2017</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 Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, three weeks' further time is granted to file supplementary counter affidavit. Applicant shall have one week thereafter to file supplementary rejoinder affidavit.</p> <p>List the case on 21.04.2017 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>Aanb</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 Petitioner

Versus

The Commanding Officer, 38 Med Regt & ORs

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>24.03.2017</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 petitioner and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list the case again on 30.03.2017 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>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. 95 of 2016

Baljit 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>24.03.2017</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 petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list the case again on 30.03.2017 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>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. 70 of 2012

Smt. Omvati Devi 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>24.03.2017</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 petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>As prayed by Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, list the case again on 29.03.2017 for hearing in terms of earlier order.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>anb</p> |

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

O.A. No. 63 of 2010

Rupesh Vardhan

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>24.03.2017</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, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Judgment pronounced.</p> <p>Original Application No. 63 of 2010 is allowed.</p> <p>For order, see our order of date passed on separate sheets.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">MH</p> |

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

Dy No. 393 of 2017 In re O.A. No. Nil of 2017

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|--|-------------|
| Ram Balak Pal & Another By Legal Practitioner for the Applicants | Applicants |
| Versus | |
| Union of India & Others By Legal Practitioner for Respondents | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>24.03.2017</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 in Court today by Dr. Chet Narain Singh as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri S.D. Dwivedi, learned counsel for the applicants and Dr. Chet Narain Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The defect does not seem to have been made good in terms of the office report.</p> <p>As prayed, 15 days' time is allowed to make good the deficiency.</p> <p>List this case on 07.04.2017 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 style="text-align: left; margin-left: 10px;">MH</p> |

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

Dy No. 576 of 2017

Parveen 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>24.03.2017</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 in Court today by Dr Shesh Narain Pandey as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri K.K.S. Bisht, learned counsel for the applicant and Dr. Shesh Narain Pandey, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The defect does not seem to have been made good in terms of the office report.</p> <p>As prayed, 15 days' time is allowed to make good the deficiency.</p> <p>List this case on 11.04.2017 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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List A)

O.A. No. 93 of 2017

Manoj Kumar

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>24.03.2017</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 in Court today by Shri R.K.S.Chauhan, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Shri R.K.S.Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The case is ordered to be listed on 12.04.2017 attended with direction to the respondents to show cause why the O.A be not admitted.</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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List A)

EX-A. No. 48 of 2017 In re T.A. No. 14 of 2015

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|---|-------------|
| Shailesh 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>24.03.2017</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 Om Prakash Kushwaha, learned counsel for the petitioner and Shri Ashish Saxena, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p><u>Ex. A. No 48 of 2017</u></p> <p>It is stated across the bar by learned counsel for the respondents that in pursuance of the order of Tribunal dated 19.01.2016, the representation of the Applicant has been decided by order dated 18.06.2016 after considering the case with regard to payment of disability pension.</p> <p>In view of the above, the present Execution Application moved under section 29 of the Armed Forces Tribunal Act is not maintainable inasmuch as the order of the Tribunal as aforesaid has been complied with.</p> <p>The Ex Application being misconceived is rejected with liberty to the Applicant to approach the appropriate forum by impugning the order dated 18.06.2016 if aggrieved.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="margin-top: 10px;">MH</p> | (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) |
| (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) | | |

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Court No. 1 (List A)

M.A. No. 488 of 2017 In re T.A. No. 46 of 2016

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| Dhirendra Narayan Giri 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>24.03.2017</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 Om Prakash Kushwaha, learned counsel for the petitioner and Dr. Shesh Narain Pandey, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is a case which is not cognizable by this Bench.</p> <p style="text-align: center;">Let this case be listed before the appropriate Bench on 07.04.2017 for orders.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="text-align: left; margin-left: 10px;">MH</p> | (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) |
| (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) | | |

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

M.A. No. 492 of 2017 with M.A. No. 493 of 2017
In re T.A. No. 55 of 2009

Smt Poonam Rana & Others Petitioners
By Legal Practitioner for the Petitioners
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>24.03.2017</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;">Memo of appearance filed in Court today by Ms Amrita Chakraborty as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p style="text-align: center;">Present : Shri Manoj Kumar Singh, learned counsel for the petitioners and Ms Amrita Chakraborty, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by learned counsel for the respondents, four weeks' time is allowed to file objection. Replication, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case for admission on 08.05.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH</p> |

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

M.A. No. 494 of 2017 In re T.A. No. 82 of 2012

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|---|-------------|
| Mahavir Singh Rawat 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>24.03.2017</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 petitioner and Shri R.K.S. Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Petitioner appeared in person and prayed for adjournment on the ground that his counsel has not attended the Court on account of being ill.</p> <p style="text-align: center;">List this case on 06.07.2017 for admission.</p> <p style="text-align: center;">In the meanwhile, the respondents may file objection if any.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; margin-left: 10px;">MH</p> |

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

T.A. No. 75 of 2016

Rajesh 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>24.03.2017</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 in Court today by Dr Shesh Narain Pandey as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Col (Retd) Ashok Kumar & Shri Rohit Kumar, learned counsel for the petitioner and Dr. Shesh Narain Pandey, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is stated that affidavits have been exchanged but the case is not yet admitted.</p> <p>We have heard learned counsel for the parties on admission.</p> <p>Admit.</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. 98 of 2016

Surendra Singh Saxena

Petitioner

By Legal Practitioner for the Petitioner

Versus

The Commanding Officer, 658 Engr & Brigade Unit & Respondents
Others

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>24.03.2017</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 in Court today by Shri Anurag Mishra, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present : Shri Bachchan Singh, learned counsel for the petitioner and Shri Anurag Mishra, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is a case which was dismissed for default by the Civil courts and thereafter, the file was transferred to the Tribunal without the case being restored to its number.</p> <p>List this case for hearing on restoration Application on 13.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p> |

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

T.A. No. 99 of 2016

Surendra Singh Saxena 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>24.03.2017</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 in Court today by Shri G.S.Sikarwar as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present : Shri Bachchan Singh, learned counsel for the petitioner and Shri G.S.Sikarwar, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, four weeks' time is allowed to file objection. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case for admission on 13.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p> |

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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

Saurabh Raghav 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>24.03.2017</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, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As agreed by learned counsel for the parties, list this case on 21.04.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p> |

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

EX-A. No. 21 of 2017 In re T.A. No. 187 of 2009

Abdul Rashid Ansari 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>24.03.2017</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, learned counsel for the petitioner and Shri Ashish Saxena, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>Ex A No 21 of 2017</u></p> <p>It is submitted across the bar by learned counsel for the respondents that the order of the Tribunal has been complied with and PPO has been issued and also that payment to the extent of 25% of backwages has also been credited to the account of the Petitioner on 10.02.2017.</p> <p>Learned counsel for the petitioner has sought to repudiate the contention submitting that it is not clear whether the amount transferred to his account pertains to 25% of the backwages.</p> <p>In view of the above, it is directed that if it is so, it shall be open to the petitioner to represent his case to the appropriate authority and in case any such representation is preferred the same shall be looked into and disposed of by a speaking order forthwith.</p> <p>In view of the above the Execution Application aforesaid is disposed of in terms of the above.</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> |

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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

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>24.03.2017</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, learned counsel for the petitioner and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List this case on 21.04.2017 in order to enable the learned counsel for the respondents to show cause why the order of the Tribunal has not been complied with as yet.</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> |

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Court No. 1 (List A)

M.A. No. 654 of 2016 with M.A. No. 2580 of 2016

Gautam Sanyal

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>24.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Applicant in person and Shri Siddharth Dhaon, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Applicant appeared in person and prayed for adjournment of the case on the ground that his counsel on account of being ill, has not attended the Court.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 10.07.2017 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>MH</p> |

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

M.A. No. 409 of 2017 In re T.A. No. 96 of 2016

Maj Gen D.V.S. Rana 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>24.03.2017</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, learned counsel for the petitioner and Shri V.P.S. Vats, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the respondents, the case is directed to be listed on 27.03.2017 for further hearing in order to enable him to submit response in terms of the earlier order of the Tribunal.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH</p> |

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

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

Smt. Uma Patel & ORs

Applicant

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>24.03.2017</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 Yashovardhan Swaroop, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, list this case on 30.03.2017 for further hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>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. 127 of 2012 with M.A. No. 2115 of 2015

Gautam Kumar

Applicant

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>24.03.2017</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 Yashovardhan Swaroop, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, list this case on 30.03.2017 for further hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>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. 133 of 2010

Yogendra Singh Tomar Petitioner
By Legal Practitioner for the Petitioner

Versus

Govt of India MOD Respondents
By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>24.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri D.K.S. Rathore, learned counsel for the Petitioner and Shri Namit Sharma, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the parties.</p> <p>It is stated in Para 7 of the rejoinder affidavit that except Rs 2000/- paid in Sept 1999, no salary was paid right from Oct 1999 to Feb 2000. On the other hand, in the counter affidavit, it is averred that a sum of Rs 35000/- was paid towards salary to the petitioner between Sept 1999 to Feb 2000. On being confronted as to what was the mode of payment of Rs 35000/- learned counsel for respondents could not give satisfactory reply. Although original record was produced for perusal of the Bench, but it does not indicate how payment of Rs 35000/- was made to the petitioner. The brief note to which our attention was drawn in the original record which is signed by Lt Col Sandeep Kala, only mentions that payment of Rs 35000/- was made though no precise details about mode of payment have been disclosed therein.</p> <p>Since there is vehement denial about payment of salary to the petitioner since Oct 1999 to Feb 2000 as he was away on duty about 270 Kms from the place, burden now shifts to respondents to prove that the amount of Rs 35000/- was paid to the petitioner. The precise details of mode and manner of</p> |

payment are not borne out from the record.

It is disquieting that despite repeated opportunities having been afforded, the order of the Tribunal has not been observed in compliance. Learned counsel for the respondents however prays for another opportunity to produce the original record containing mode and manner of payment made to the petitioner. As prayed yet another opportunity is granted of course subject to payment of cost of Rs 5000/- which shall be deposited within a week with the office of the Tribunal. On deposit, the same shall be remitted to the account of learned counsel for the Petitioner forthwith.

In view of the above, it is directed that the original record including the relevant documents of the account section through which payment was made, be produced for perusal of the Bench on the next date fixed. The respondents may also file affidavit indicating thereon the mode and manner of payment to the petitioner.

List this case on 07.04.2017 for further hearing.

(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)

EX-A. No. 45 of 2017 In re O.A. No. 180 of 2016

Dhirendar 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>23.03.2017</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 Manoj Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It has been informed by the respondents' counsel that as directed by this Tribunal, the record of SCM proceedings and other related documents have been provided to the applicant, which fact has not been denied by the applicant's counsel.</p> <p>Learned counsel for the applicant states that the applicant has preferred a petition under Section 164 of the Army Act.</p> <p>The respondents shall decide the said statutory petition expeditiously, say, within a period of three months from today.</p> <p>Subject to above, the execution application is dismissed as infructuous.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p> |

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

M.A. No. 170 of 2017 with R.A. No. 04 of 2017
In re T.A. No. 780 of 2010

Union of India and Others Applicants
By Legal Practitioner for the Petitioner

Versus

Mangal Saran Respondent
By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>23.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Dr. Chet Narain Singh, learned counsel for the applicants assisted by Maj Soma John, OIC Legal Cell and Shri P.D.Verma, learned counsel for the respondent.</p> <p style="text-align: center;">Shri P.D.Verma, Advocate appeared for the respondents. He prays for and is allowed three weeks' time to file objection to the application for condonation of delay. The applicants shall thereafter have two weeks' time to file replication.</p> <p style="text-align: center;">List this case for orders on 11.05.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>LN/</p> |

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

T.A. No. 44 of 2016

Sundra 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>23.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Shri Asheesh Agnihotri, Advocate files memo of appearance on behalf of the respondents. The same is taken on record. When the case is next listed, name of Shri Asheesh Agnihotri be shown as counsel for the respondents.</p> <p>Present: Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Petitioner Sundra Singh appeared in person. He seeks adjournment of the case. Accordingly, the case is adjourned.</p> <p>List this case for orders on 06.07.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN</p> |

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

EX-A. No. 32 of 2017 In re O.A. No. 100 of 2016

Col Ram Kumar Nayar 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>23.03.2017</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.G. Singh, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Four weeks' further time, as prayed, is granted to the respondents to submit compliance report. However, if the order is not complied with, the Tribunal may pass a punitive order on the next date.</p> <p>List this case for orders on 28.04.2017.</p> <p>Copy of this order be provided to the respondents on usual charges today.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) 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)

M.A. No. 2405 of 2016 Alongwith R.A. No. 103 of 2016
In re O.A. No. 242 of 2013

Jitendra 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>23.03.2017</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 Yogesh Kesarwani, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Petitioner Jitendra Kumar Singh appeared in person. He seeks adjournment of the case. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case for orders on 21.07.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p> |

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

M.A. No. 2440 of 2016 In re O.A. No. 311 of 2013

| | |
|---|-------------|
| Gulshan Kumar Dogra 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>23.03.2017</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 Vinay Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Four weeks' further time, as prayed, is granted to the respondents to submit compliance report.</p> <p style="text-align: center;">List this case for orders on 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; margin-left: 5px;">LN/</p> |

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

M.A. No. 339 of 2017 In re M.A. No. 1572 of 2016 with M.A. No. 2257 of 2016 & In re O.A. No (Nil) of 2016

Udai Narain Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>23.03.2017</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 Md. Zafar Khan, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Two weeks' further time is allowed to the applicant to deposit the costs.</p> <p style="text-align: center;">List this case for orders on 12.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p> |

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

M.A. No. 405 of 2017 In re O.A. No. 470 of 2012

Naseebul Hasan Syed 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>23.03.2017</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 Ashish Saxena, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Two weeks' further time is allowed to the applicant to deposit the costs.</p> <p>List this case for orders on 12.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN</p> |

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

O.A. No. 54 of 2010

Ram Bachan Singh Yadav 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>23.03.2017</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 Manjive Shukla, learned counsel for the applicant and Shri G.S. Sikarwar, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Adjournment has been prayed for by Shri Manjive Shukla, learned counsel for the applicant, which has not been opposed by Shri G.S.Sikarwar, learned counsel for the respondents. Accordingly, the case is adjourned.</p> <p>List this case for orders on 06.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p> |

Form No. 4
{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>23.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A.Singh, learned counsel for the applicant and Shri S.N. Pandey, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p>Supplementary counter affidavit has been filed by the respondents, which is taken on record.</p> <p>As prayed, a week's time is allowed to the applicant to file supplementary rejoinder affidavit.</p> <p>List this case for hearing on 12.04.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN</p> |

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

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>23.03.2017</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, learned counsel for the petitioner and Dr. Chet Narain Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">List/put up this case for further hearing on 27.03.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN</p> |

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

T.A. No. 1290 of 2010

Arvind Kumar Katiyar 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>23.03.2017</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 M.S. Yadav, learned counsel for the petitioner and Shri Kaushik Chattarji, learned counsel for the respondents.</p> <p>It has been argued by learned counsel for the petitioner that charge sheet was served on the petitioner on 25.02.2000 at 1130 hours and the District Court Martial commenced on 26.02.2000 at 1000 hours. Submission is that 96 hours time was not granted to the petitioner to prepare his defence in terms of Air Force Regulation 371 read with Rule 39 and 40 of the Air Force Rules, 1969.</p> <p>At this stage, learned counsel for the respondent prayed for time to produce the entire record to verify the aforesaid fact.</p> <p>As prayed, list the case on 18.04.2017 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>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. 1364 of 2010

Mohan 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>23.03.2017</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) A.K. Srivastava, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Heard Col (Retd) A.K. Srivastava, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.</p> <p>Arguments concluded.</p> <p>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>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. 284 of 2017 In re T.A. No. 93 of 2012

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>23.03.2017</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, learned counsel for the petitioner and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Cost has been deposited. Receipt produced by learned counsel for the petitioner be placed on record.</p> <p>List the case on 20.04.2017 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><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. 106 of 2013

Mahabir Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>23.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R. Chandra, learned counsel for the applicant and Shri Siddharth Dhaon, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the parties may submit true typed copies of all the statements recorded during course of Court Martial proceedings to assist the Tribunal.</p> <p style="text-align: center;">List the case on 17.04.2017 for hearing.</p> <p style="text-align: center;">Meanwhile, it shall be open to learned counsel for the respondents to file counter affidavit, if they so desire, though since it is an appeal, it is not necessary.</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. 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>23.03.2017</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.K. Pandey, learned counsel for the applicant and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Memo of appearance has been filed by Shri Amit Jaiswal as counsel for the respondents, which is taken on record. His name shall be shown in the cause list.</p> <p>As prayed by Shri Amit Jaiswal, list the case on 19.04.2017 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>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. 157 of 2016 with M.A. No. 2781 of 2016
& M.A. No. 2782 of 2016

Jog Dhyan 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>23.03.2017</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, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 2781 of 2016</u> Delay in filing counter affidavit is condoned. M.A. No. 2781 of 2016 is disposed of.</p> <p><u>M.A. No. 2782 of 2016</u> Counter affidavit filed by the respondents is taken on record. M.A. No. 2782 of 2016 is disposed of.</p> <p><u>O.A. No 157 of 2016</u> Learned counsel for the applicant prays for and is granted one week's further time to file rejoinder affidavit. List the case on 06.07.2017 for hearing. On the date fixed, Ld. Counsel for the 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>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. 635 of 2010

Anil Joshi
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>23.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, learned counsel for the petitioner and Shri Namit Sharma, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the petitioner, list the case again on 18.04.2017 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><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. 1455 of 2010 with M.A. No. 1693 of 2016
& M.A. No. 10 of 2017

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>23.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, learned counsel for the Petitioner and Shri Anurag Mishra, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 1693 of 2016</u> Supplementary counter affidavit filed by the respondents is taken on record. M.A. No. 1693 of 2016 is disposed of.</p> <p><u>M.A. No. 10 of 2017</u> Supplementary rejoinder affidavit filed by the petitioner is taken on record. M.A. No. 10 of 2017 is disposed of.</p> <p><u>T.A. No. 1455 of 2010</u> Shri Anurag Mishra, learned counsel for the respondents prays for time to cite certain case law. As prayed, list the case on 20.04.2017 for hearing. On the date fixed, Ld. Counsel for the 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 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. 84 of 2013 with M.A. No. 2613 of 2016

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|---|-------------|
| Gurmeet Singh & ORs By Legal Practitioner for the Petitioners | Petitioners |
| Versus | |
| Union of India & Others By Legal Practitioner for Respondents | Respondents |

| Notes of the Registry | Orders of the Tribunal |
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| | <p><u>23.03.2017</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, learned counsel for the Petitioner and Shri Amit Jaiswal, learned counsel for the respondents, assisted by Major Soma John, OIC Legal Cell.</p> <p>On request made by learned counsel for the petitioners, the case is passed over for the day.</p> <p>Adjournment has not been opposed by Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>As prayed, list the case on 21.04.2017 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 style="text-align: left; margin-left: 10px;"><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. 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 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>23.03.2017</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, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Cost has been deposited. Receipt produced in Court be placed on record.</p> <p style="text-align: center;">As prayed by Shri Asheesh Agnihotri, learned counsel for the respondents, the case is adjourned.</p> <p style="text-align: center;">List again on 20.04.2017 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) (Justice D.P. Singh) Member (A) Member (J)</p> <p>anb</p> |

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

T.A. No. 97 of 2016

Gyan Prakash Srivastava 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>23.03.2017</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 and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.B. Agarwal, Senior Accounts Officer, CDA (O) Pune is present in Court. He submitted that since the petitioner was promoted to the rank of acting Captain subsequent to his juniors, he has been paid lesser pay than his juniors. According to him, in case some decision is taken by the Army Headquarter to resolve the anomaly then higher pay can be paid to the petitioner. He further submitted that entry with regard to date of promotion as well as fixation of salary would be corrected in pursuance of orders passed by the Army Headquarters.</p> <p>Maj Soma John, OIC Legal Cell, while assisting learned counsel for the respondents, submitted that since the petitioner has passed Part-B only on 06.02.1989, hence he was promoted to substantive post of Captain with effect from 06.02.1988, details of which have been given in para 15 of the counter affidavit.</p> <p>On the other hand, learned counsel for the petitioner submits that the petitioner should have been granted service benefits in terms of Gazette Notification dated 23.01.1988.</p> <p>Let separate affidavits be filed by the respondents as well</p> |

as Senior Accounts Officer, CDA (O) Pune, present in Court, within four weeks indicating therein as to what benefit has been granted to the petitioner in terms of aforesaid Gazeztte Notification along with break-up of retiral benefits paid to the petitioner on different counts.

List the case on **21.04.2017** for further hearing.

On the date fixed, Ld. Counsel for the 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.

In case affidavit is filed within the stipulated time, the officer of the CDA (O), Pune need not appear again unless so required.

Copy of the order be supplied to Ld. Counsel for the parties free of cost by tomorrow.

(Air Marshal Anil Chopra)
Member (A)

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

anb