

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

O.A. No. 196 of 2017

Lt Col Rajesh Kumar Gopal
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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed today in Court by Shri G.S. Sikarwar as counsel for the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Udai Chandani, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard Ld. Counsel for the applicant and Ld. Counsel for the respondents assisted by OIC Legal Cell.</p> <p>The applicant was Commanding Officer in Military Hospital, Varanasi since 2015. By the impugned order, the applicant has been posted at the same place as Medical Officer and is to be replaced by Col. (TS) A.K. Agarwal. The applicant is holding the rank of Lt. Colonel.</p> <p>Ld. Counsel for the applicant has raised three fold arguments. Firstly, it is argued that according to certain orders, after twenty years of service, a person should be posted on a post involving administrative duties; secondly, the applicant has suffered loss of status and dignity on account of lowering down of status from the rank of Commanding Officer to the rank of Medical Officer; and thirdly, the applicant is entitled to continue on the post of Commanding Officer.</p> <p>A preliminary objection has been raised by Ld. Counsel for the respondents assisted by OIC Legal Cell that the O.A. is not</p>

maintainable in view of Section 14 read with Section 3 (o) of the Armed Forces Tribunal Act, 2007.

So far as preliminary objection raised by the respondents is concerned, in the present case the preliminary objections seems to be not maintainable for the reason that the grounds raised by the applicant relate to loss of status and dignity which is protected by Article 21 of the Constitution of India. Of course, in case posting is made on the same rank and post, the Tribunal would lack jurisdiction and in case the allegation is with regard to loss of status and dignity, which is a fundamental right protected by Article 21 of the Constitution of India, in view of settled proposition of law, the Tribunal shall interfere and lift the veil to ascertain the grounds raised by the applicant.

However, in the present case the applicant has not placed on record the order by means of which the respondents are supposed to appoint the applicant on a post involving administrative duties. On the other hand, the applicant has submitted representation dated 26.05.2017, a copy of which has been annexed as Annexure A-2 to the O.A. which is pending for adjudication.

Since the controversy involves mixed questions of fact and law and co-relate with fundamental right guaranteed under Article 21 of the Constitution of India, it shall be appropriate that the competent authority may adjudicate it in accordance with Rules by passing a speaking and reasoned order.

Accordingly, we decide the O.A. at the admission stage itself without entering into the merits of the controversy, directing the competent authority to decide the representation (supra) in accordance with Rules on the subject by passing a speaking and reasoned order expeditiously, say, within one month from the date of presentation of a certified copy of the present order and communicate the decision to the applicant forthwith.

We decline to pass any interim order.

With the aforesaid direction, we disposed of the O.A. finally.

No order as to cost.

(Lt. Gen Gyan Bhushan)
Member (A)

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

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

O.A. No. 197 of 2017

Sub Shambhu Nath 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed today in Court by Shri Ashish Kumar Singh as counsel for the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The applicant is aggrieved by order of repatriation. The impugned order has been assailed on the ground that the respondents have no right to repatriate the applicant for the reason that he has served for almost thirty years.</p> <p>The controversy requires hearing.</p> <p>Admit.</p> <p>Counter affidavit may be filed by the respondents within four weeks. Applicant shall thereafter have two weeks to file rejoinder affidavit.</p> <p>List the case on 05.07.2017 for orders.</p> <p>Meanwhile, it shall be open to the respondents to repatriate the applicant to his parent department, but the order of repatriation shall be subject to final order passed by this Tribunal.</p> <p>Copy of the order be supplied to Ld. Counsel for the applicant on payment of usual charges by tomorrow.</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>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. 198 of 2017

WO Ajit Kumar Rajbongshi

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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed today in Court by Shri Ashish Kumar Singh as counsel for the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The applicant is aggrieved by order of repatriation. The impugned order has been assailed on the ground that the respondents have no right to repatriate the applicant for the reason that he has served for almost thirty years.</p> <p>The controversy requires hearing.</p> <p>Admit.</p> <p>Counter affidavit may be filed by the respondents within four weeks. Applicant shall thereafter have two weeks to file rejoinder affidavit.</p> <p>List the case on 05.07.2017 for orders.</p> <p>Meanwhile, it shall be open to the respondents to repatriate the applicant to his parent department, but the order of repatriation shall be subject to final order passed by this Tribunal.</p> <p>Copy of the order be supplied to Ld. Counsel for the applicant on payment of usual charges by tomorrow.</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>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. 201 of 2017

Dinesh Chandra

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed today in Court by Shri Anurag Mishra as counsel for the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>The controversy relates to promotion on the post of Sub Major. The applicant has submitted a representation being aggrieved with his non empanelment.</p> <p>With the consent of Ld. Counsel for the parties, we disposed of the O.A. finally directing the competent authority to decide the representation of the applicant dated 20.02.2017 by a speaking and reasoned order in accordance with Rules expeditiously, say, within a period of four months from the date of receipt of a certified copy of this order and communicate the decision so taken to the applicant forthwith.</p> <p>Applicant's retirement shall be subject to final outcome of the decision taken by the appropriate authority on the representation of the applicant.</p> <p>Subject to above observation, the O.A. is disposed of finally in limine.</p> <p style="text-align: center;">(Lt. Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member</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 2017

Patve Mohasin S.K. Salim
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>31.05.2017</u></p> <p><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed today in Court by Shri Arun Kumar Sahu as counsel for the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Present : Shri Manoj Kumar Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Heard Shri Manoj Kumar Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents assisted by OIC Legal Cell.</p> <p>Being aggrieved with the impugned order of dismissal in pursuance to Summary Court Martial, the applicant has filed an appeal which is still pending.</p> <p>A preliminary objection has been raise by Ld. Counsel for the respondents that the Tribunal should not interfere with the matter at this stage.</p> <p>In view of the preliminary objection raised, we dispose of the O.A. with a direction to the competent authority to decide the pending appeal preferred by the applicant in accordance with law</p>

expeditiously, say, within a period of three months from the date of presentation of a certified copy of this order by a speaking and reasoned order and communicate the decision to the applicant forthwith.

Subject to observations made hereinabove, O.A. is finally **disposed of** at the admission stage itself.

(Lt. Gen Gyan Bhushan)
Member (A)

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

anb

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

EX-A. No. 87 of 2017 In re O.A. No. 275 of 2016

Ashish Kumar Maharia
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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted four weeks' time to show cause why the order of the Tribunal dated 27.10.2016 has not been complied with.</p> <p style="text-align: center;">List the case on 26.07.2017 for orders.</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><small>anb</small></p>

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

EX-A. No. 88 of 2017 In re T.A. No. 31 of 2012

2 LT Shatrughan Singh Chauhan
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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed today in Court by Ms. Appoli Srivastava as counsel for the respondents is taken on record. Her name shall be shown in the cause list.</p> <p>Present : Col (Retd) R.N. Singh, Ld. Counsel for the petitioner and Ms. Appoli Srivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List the case on 27.07.2017 before the appropriate Bench for orders.</p> <p>Meanwhile it shall be open to the respondents to show cause why the order of the Tribunal dated 19.01.2017 has not been complied with.</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><small>anb</small></p>

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

EX-A. No. 89 of 2017 In re O.A. No. 272 of 2013

Pravat Kumar Behuria
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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Mukesh Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted four weeks' time to show cause why the order of the Tribunal dated 25.01.2017 has not been complied with.</p> <p style="text-align: center;">List the case on 21.07.2017 for orders.</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><small>anb</small></p>

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

M.A. No. 946 of 2017 With M.A. No. 947 of 2017
In re O.A. No. 49 of 2010

Asha 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks' time to file objection to application for condonation of delay. Applicant shall thereafter have two weeks' time to file replication.</p> <p>List the case on 19.07.2017 for orders.</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><small>anb</small></p>

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

M.A. No. 956 of 2017 With M.A. No. 957 of 2017
In re O.A. No. 314 of 2013

Anil 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Virat Anand Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List the case again on 10.07.2017 for orders before the appropriate Bench.</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><small>anb</small></p>

Form No. 4
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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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri K.K. Singh Bisht, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Respondents are granted four weeks' time to show cause as to why the order of the Tribunal dated 08.09.2016 has not been complied with.</p> <p>List the case on 18.07.2017 for orders before the appropriate Bench.</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><small>anb</small></p>

Form No. 4
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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

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Rohit Kumar, 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>Respondents are granted four weeks' time 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 17.07.2017 for orders before the appropriate Bench along with Review Application No. 03 of 2017 in re: T.A. No. 1308 of 2010</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>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. 94 of 2017 With R.A. No. 03 of 2017
In re T.A. No. 1308 of 2010

Chief of the Army Staff and Others
By Legal Practitioner for the Petitioners

Petitioners

Versus

Ram Kripal Pal
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri Yogesh Kesarwani, Ld. Counsel for the petitioners and Col (Retd) Ashok Kumar and Shri Rohit Kumar, Ld. Counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List the case again on 17.07.2017 for orders along with Execution Application No. 38 of 2017 in re: T.A. No. 1308 of 2010</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><small>anb</small></p>

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

M.A. No. 715 of 2017 In re O.A. No. 51 of 2014

Liladhar
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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Yash Pal Singh, Ld. Counsel for the applicant. Maj Soma John, OIC Legal Cell for the respondents Maj Soma John, OIC Legal Cell submits that sanction has been granted by the respondents. List the case on 03.07.2017 before the appropriate Bench for further orders.</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><small>anb</small></p>

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

O.A. No. 312 of 2015

Ramakant 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p 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;">In terms of earlier order, record has been submitted by the respondents.</p> <p style="text-align: center;">List the case on 04.07.2017 for re-hearing.</p> <p style="text-align: center;">(Lt. Gen Gyan Bhushan) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>anb</small></p>

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

O.A. No. 310 of 2013

Piyoosh Kumar Singh Parmar
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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Sharad Kumar Srivastava, 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 style="text-align: center;">List the case again on 27.07.2017 for further hearing before the appropriate Bench in terms of earlier orders.</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 style="text-align: left;"><small>anb</small></p>

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

O.A. No. 223 of 2015

Sub Arun 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As agreed by Ld. Counsel for the parties, list the case again on 13.07.2017 for hearing before the appropriate Bench.</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;">(Lt. Gen Gyan Bhushan) 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. 165 of 2016 along with M.A. No. 973 of 2017

Ajit 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri S.P. Singh, Ld. Counsel for the applicant and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 973 of 2017</u></p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>M.A. No. 973 of 2017 is disposed of accordingly.</p> <p><u>O.A. No. 165 of 2016</u></p> <p>Ld. Counsel for the applicant is granted four weeks' time to file rejoinder affidavit.</p> <p>List the case on 09.08.2017 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;">(Lt. Gen Gyan Bhushan) 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. 185 of 2009
With M.A. No. 821 of 2017 & M.A. No. 974 of 2017

Vijay Kumar Yadav
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the petitioner and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 974 of 2017</u></p> <p>Rejoinder affidavit filed by Ld. Counsel for the petitioner is taken on record.</p> <p>M.A. No. 974 of 2017 is disposed of accordingly.</p> <p><u>T.A. No. 185 of 2009</u></p> <p>List the case on 04.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Lt. Gen Gyan Bhushan) 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. 34 of 2010 With M.A. No. 247 of 2017
& M.A. No. 515 of 2017

Vinay 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri S.P. Singh, Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List the case on 05.07.2017 before the appropriate Bench 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;">(Lt. Gen Gyan Bhushan) 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. 36 of 2013

Man 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>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p>Present : Lt Col (Retd) A.K. Saxena Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed for by Ld. Counsel for the respondents, four weeks' time is granted to file counter affidavit.</p> <p>Petitioner shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List the case on 28.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Lt. Gen Gyan Bhushan) 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. 968 of 2017 In re: O.A. No. 70 of 2012

Union of India & Others Applicant-Respondents
By Legal Practitioner for Applicant-Respondents

Versus

Pratap Singh Respondent-Applicant
By Legal Practitioner for the Respondent-Applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>31.05.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt. Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present : Shri Amit Sharma, Ld. Counsel for the applicant-respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">This is an application for recall/modification of order dated 22.05.2017.</p> <p style="text-align: center;">List on 04.07.2017 for orders before the appropriate Bench.</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><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. 941 of 2017 With M.A. No. 942 of 2017
In re M.A. No.1521 of 2016 & M.A. No. 2271 of 2016

Nathun 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>30.05.2017</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 today in Court by Shri Virendra 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 style="text-align: center;">Present : Shri P.N Chaturvedi, Ld. Counsel for the applicant and Shri Virendra Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted six weeks' time to file objection. Replication, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case on 14.08.2017 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)

D.Y. No. 669 of 2016 With M.A. No. 1623 of 2016
In re O.A. No. (Nil) of 2016

Lal Babu Tiwari
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>30.05.2017</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 Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by learned counsel for the Applicant, three weeks' time is allowed to file replication to the objection filed by learned counsel for the respondents to the Application for condonation of delay.</p> <p style="text-align: center;">List this case on 21.08.2017 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>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. 56 of 2017 In re O.A. No. 137 of 2014

Sunder 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>30.05.2017</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 Lalit Kumar, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is informed by learned counsel for the respondents that in pursuance of the order passed by the Tribunal, the applicant has resumed duty. On the other hand, learned counsel for the Applicant submits that the order of the Tribunal has not yet been fully complied duty. However, he has not denied the fact that the Applicant has resumed duty.</p> <p style="text-align: center;">In view of the above, the O.A is disposed of finally subject to the direction that the order of the Tribunal be complied with in letter and spirit.</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)

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>30.05.2017</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 Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is informed that the Government sanction has been accorded. However, PPO has not yet been issued.</p> <p style="text-align: center;">Let PPO be produced for perusal of the Bench on 30.06.2017.</p> <p style="text-align: center;">List this case on 30.06.2017 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</p> <p>MH/-</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>30.05.2017</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 Soma John, OIC Legal Cell.</p> <p>Learned counsel for the respondents prays for further time to comply with the order of the Tribunal.</p> <p>In view of the above, four weeks' further time is allowed, however, to show cause why the order of the Tribunal has not yet been complied with.</p> <p>List this 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>MH/-</p>

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

M.A. No. 2670 of 2016 In re O.A. No. 218 of 2016

Shitla Prasad Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>30.05.2017</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. Chandra, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Receipt betokening deposit of cost has been produced which is taken on record.</p> <p style="text-align: center;">As prayed, two weeks' time is allowed to file rejoinder affidavit.</p> <p style="text-align: center;">List this case on 11.08.2017 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>MH/-</p>

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

M.A. No. 443 of 2017 In re Ex-A No. 238 of 2016
In re T.A. No. 1052 of 2010

P 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>30.05.2017</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 J.P. Pandey, Ld. Counsel for the petitioner and Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>In terms of the order dated 01.05.2017, affidavit has not been filed keeping in view the representation dated 08.02.2017.</p> <p>Learned counsel for the respondents prays for further time to comply with the aforesaid order.</p> <p>In view of the above, the case is directed to be listed on 06.07.2017 in order to enable learned counsel for the respondents to file the affidavit as aforesaid.</p> <p>In the meantime, the Applicant shall report at Military Hospital Allahabad for R.M.B.</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. 144 of 2016

Rajendra Prasad 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>30.05.2017</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, four weeks time is allowed to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case on 23.08.2017 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>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. 129 of 2017

Khalid Husain Siddiqui
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>30.05.2017</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 Satendra Kumar Singh, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is informed that representation submitted by the Applicant has been decided by the authority concerned and a copy of the same has been annexed as R.A to the affidavit.</p> <p style="text-align: center;">It is a case in which prayer was to change the name of his wife by the Applicant from Shagufta Parveen Siddiqui to Shahista Parveen Siddiqui. While deciding the representation, the authority has considered the prayer and rejected the same vide order dated 17.05.2017.</p> <p style="text-align: center;">In view of the above, the O.A is dismissed as withdrawn with liberty to the Applicant to file fresh O.A challenging the impugned 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>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. 6 of 2014 With M.A. No. 2163 of 2015

Sepoy Ramesh Prasad
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>30.05.2017</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 Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Four weeks' further time is allowed to file counter affidavit to the amended petition. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p>List this 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>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. 219 of 2011 With M.A. No. 760 of 2017

Gupteshwar 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>30.05.2017</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 Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">It is a case in which services of the Applicant have been dismissed after enquiry based on complaint made by the recruit on the alleged ground of accepting illegal gratification.</p> <p style="text-align: center;">Heard at length.</p> <p style="text-align: center;">List this case on 25.07.2017 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. 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>30.05.2017</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 Mrs Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>As prayed, list this case on 11.07.2017 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. 753 of 2010

KP 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>30.05.2017</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>List this case on 11.07.2017 alongwith O.A No 248 of 2011 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. 356 of 2012

Ranjodh 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>30.05.2017</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 Lalit Kumar, Ld. Counsel for the applicant. Shri Alok Mathur and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>In pursuance to arguments advanced by Shri Lalit Kumar, Ld. Counsel for the applicant with regard to tempering or manipulations, we have seen the original record. On top of papers, Exhibit-1, Exhibit-2 and Exhibit-3 have been signed by Maj Leena Grover of JAG Branch, as she then was. However, it seems that stamp affixed is that of Maj Alok Sharma which has been erased by whitener fluid.</p> <p>Ld. Counsel for the applicant Shri Lalit Kumar doubts that the signatures are not of Maj Leena Grover, who is said to be presently posted at Lucknow as Colonel Litigation. However, Maj Soma John, OIC Legal Cell (Officer of JAG Branch) certifies that Exhibit-1, Exhibit-2 and Exhibit-3 contain the signature/initial of Maj Leena Grover, as she then was.</p> <p>There appears to be no doubt that stamp of Maj Alok Shukla put above the signature of Maj Leena Grover has been erased with whitener fluid in the original record but in the copy provided to the applicant, the original stamp still exists on</p>

Exhibit-3. Record reveals that with effect from Exhibit-4 Maj Alok Sharma has put in his signature/initial as Judge Advocate along with the stamp. Maj Leena Grover has not used her stamp over Exhibit-1, Exhibit-2 and Exhibit-3 whose signature has been verified by Maj Soma John, OIC Legal Cell.

We feel that keeping in view the fact that Maj Soma John, OIC Legal Cell has verified the signature of Maj Leena Grover, as she then was, there appears to be no dispute so far as genuineness of signature is concerned subject to arguments over the use of whitener fluid on the stamp of Maj Alok Shukla.

We have heard Shri Lalit Kumar, Ld. Counsel for the applicant and Shri Alok Mathur and Shri Amit Sharma, Ld. Counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.

Both the parties concluded their arguments.

Order is **reserved** with liberty to both the sides to submit their fresh notes and compilation of case laws by 31.05.2017.

(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. 156 of 2010

Babu Lal Yadav
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>30.05.2017</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 Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List on 13.07.2017 for further hearing and to enable Ld. Counsel for the respondents to file affidavit along with record in terms of earlier order. The respondents shall file copy of the judgment of conviction as well, if possible, statements of prosecution witnesses.</p> <p>On the date fixed, Ld. Counsel for the respondents shall also 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. 572 of 2010

HCS Rautela
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>30.05.2017</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 Sushil Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>After arguing at considerable length, Ld .Counsel for the petitioner seeks further time to prepare the case.</p> <p>As prayed, list on 19.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><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. 633 of 2010 along with T.A. No. 572 of 2010

Upendra Singh Chauhan
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>30.05.2017</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 Md Zafar Khar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>After arguing at considerable length, Ld .Counsel for the petitioner seeks further time to prepare the case.</p> <p>As prayed, list on 19.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><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. 202 of 2012
along with MA. No. 954 of 2017

Vijay Kant Shukla
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>30.05.2017</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 Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>MA. No. 954 of 2017</u></p> <p>This is an application for amendment in the prayer clause of the O.A. While moving the present application, the applicant has impugned the order of dismissal from service. We feel that for the ends of justice, it is necessary to challenge the impugned order of dismissal.</p> <p>Accordingly, we allow the application and direct Ld. Counsel for the applicant to carry out the amendment by 31.05.2017.</p> <p>List the case on 28.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 165 of 2016

Ajit 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>30.05.2017</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.P. Singh, Ld. Counsel for the applicant and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, list the case again on 31.05.2017 for hearing in terms of earlier orders.</p> <p style="text-align: center;">Shri Sesh Narain Pandey, Ld. Counsel for the respondents undertakes to file counter affidavit as directed by order dated 05.04.2017.</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><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. 171 of 2016 With M.A. No. 862 of 2017

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>30.05.2017</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 Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, list the case on 27.07.2017 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><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. 185 of 2009 With M.A. No. 821 of 2017

Vijay Kumar Yadav
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>30.05.2017</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. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Put up/list on 31.05.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

T.A. No. 17 of 2010

Smt Suman Devi & Others
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
	<p><u>30.05.2017</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 petitioners and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List on 12.07.2017 for hearing and to enable Ld. Counsel for the respondents to produce original record including recovery memo.</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>30.05.2017</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 Vikash Kumar Agarwal, Ld. Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List the case on 04.07.2017 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><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. 531 of 2010

Sultan Ram
By Legal Practitioner for the Petitioner

Petitioner

Versus

Secy Govt of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>30.05.2017</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 Soma John, OIC Legal Cell.</p> <p>Supplementary affidavit filed by the petitioner is taken on record. M.A. is disposed of.</p> <p>Respondents may file reply within two weeks.</p> <p>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><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. 36 of 2013

Man 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>30.05.2017</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 : Lt Col (Retd) A.K. Saxena, Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John OIC Legal Cell.</p> <p>List/Put up on 31.05.2017 for hearing and to enable Ld. Counsel for the respondents to file affidavit.</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. 89 of 2013

Mahesh Chand
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>30.05.2017</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.K. Shukla, Ld. Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John OIC Legal Cell.</p> <p>List the case on 26.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><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 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>30.05.2017</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 Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list the case on 28.07.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>