

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

Court No. 1 (List A)

O.A. No. 33 of 2011

Santosh Kumar Singh Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Col Kamal Singh, Legal Cell.</p> <p style="text-align: center;">Judgment pronounced.</p> <p style="text-align: center;">Original Application No. 33 of 2011 is dismissed.</p> <p style="text-align: center;">For order, see our order of date passed on separate sheets.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>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. 34 of 2017

Ravinder 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>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard Shri V.A. Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents assisted by OIC Legal Cell.</p> <p>The present application under Section 14 of the Armed Forces Tribunal Act, 2007 has been preferred by No JC-480996-W Ex Nb Sub Ravindra Kumar Singh for a direction to decide the statutory complaint by Chief of the Army Staff which as per contention of Ld. Counsel for the applicant is pending since 19.02.2015.</p> <p>There appears to be no plausible reason to keep the statutory complaint pending for such a long period and it should have been decided within a reasonable period provided under the rules. Right to submit statutory complaint is a statutory right and its disposal cannot be delayed for any reason whatsoever.</p> <p>With the consent of Ld. Counsel for the parties we allow the O.A. and direct the respondents to decide the statutory complaint by speaking and reasoned order within four months from the date of presentation of this order alongwith a copy of the statutory complaint with due communication to the applicant.</p> <p>O.A. is allowed accordingly.</p> <p>No order as to costs.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;"><small>anb</small></p>

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

Court No. 1 (List A)

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

Ajai Kumar Tiwari

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</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 A.K. Singh, 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;">As prayed by Ld. Counsel for the respondents four weeks' time is granted to file status report showing cause as to why the order of the Tribunal dated 25.11.2016 has not been complied with.</p> <p style="text-align: center;">List the case on 01.03.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

Court No. 1 (List A)

M.A. No. 203 of 2017 with M.A. No. 204 of 2017
In re O.A. No. 203 of 2013

Pushkar 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>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Four weeks' time is granted to the respondents to file objection on application for condonation of delay. Applicant shall have four weeks thereafter to file replication.</p> <p>List the case on 30.03.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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ORDER SHEET
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Court No. 1 (List A)

**M.A. No. 217 of 2017 with M.A. No. 218 of 2017 In re M.A. No. 375 of
2016 & M.A. No. 1636 of 2016**

Smt. Anuradha Tewari 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>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri V.A. Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Four weeks' time is granted to the respondents to file objection on application for condonation of delay. Applicant shall have four weeks thereafter to file replication.</p> <p style="text-align: center;">List the case on 30.03.2017 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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

M.A. No. 220 of 2017 In re O.A. No. 260 of 2016

Union of India and Others
By Legal Practitioner for the Applicant

Applicant-Respondents

Versus

Col Ran Singh Dudee
By Legal Practitioner for Respondent-Applicant

Respondent-Applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Mrs. Appoli Srivastava, Ld. Counsel for the applicant , assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">This is an application for leave to appeal.</p> <p>While assailing the impugned order dated 17.01.2017 of this Tribunal, it has been submitted by Ld. Counsel for the applicant-respondents that right to be considered for promotion is a fundamental right but not right to be promoted. Further it has been submitted that opinion of Solicitor General of India does not indicate that the respondent-applicant should be promoted on the post of Brigadier.</p> <p>There appears to be no doubt on the proposition of law that right to be considered for promotion is a fundamental right in view of Constitutional Bench decision in the case of <i>Ajit Singh vs State of Punjab</i> reported in (1999) 7 SCC 209. So far as opinion of Solicitor General of India is concerned there appears no ambiguity. A plain reading of the opinion of Solicitor General of India shows that promotion should be given. The opinion has been taken into account while deciding the O.A. and it appears the applicant-respondents have misread the opinion of Solicitor General of India.</p> <p>There appears to be no substantial question of law of public importance to make out case for grant of leave to appeal under Section 31 of the Armed Forces Tribunal Act, 2007.</p> <p style="text-align: center;">Application is devoid of merit and is rejected accordingly.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

O.A. No. 25 of 2017

Prem 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>01.02.2017</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. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Respondents do not possess specific order of discharge in pursuance to provisions contained in Section 23 of the Army Act, 1950. Prima facie a case is made out to admit the O.A. and decide on merits.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Respondents shall file counter affidavit within six weeks. Rejoinder affidavit may be filed by the applicant within two weeks thereafter.</p> <p style="text-align: center;">List the case on 17.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 147 of 2016 In re O.A. No. 427 of 2012

Sajan Mishra

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rajan Mishra, Ld. Counsel for the 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;">Statement has been made by OIC Legal Cell that PPO has been issued. Copy of the PPO shall be provided to the applicant within two weeks.</p> <p style="text-align: center;">Meanwhile, keeping in view that PPO has been issued, we direct the bank concerned to release the amount in favour of the applicant in terms of the PPO expeditiously, say, within one month.</p> <p style="text-align: center;">Subject to aforesaid directions, execution application No 147 of 2016 is disposed of.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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Court No. 1 (List A)

M.A. No. 2556 of 2016 In re O.A. No. Nil of 2016

Yogendra 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>01.02.2017</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.R. Chaubey, 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>As prayed by Ld. Counsel for the respondents four weeks time and no more is granted to file objection on application for condonation of delay. Applicant shall have two weeks thereafter to file replication.</p> <p>List the case on 17.05.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 224 of 2010 with M.A. No. 2768 of 2016

Girish Chandra 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>01.02.2017</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 Shri Ashish Kumar Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the applicant may file supplementary rejoinder affidavit within two weeks.</p> <p style="text-align: center;">List the case on 20.02.2017 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 date and events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 253 of 2016 with M.A. No. 2684 of 2016
and M.A. No. 241 of 2017

Govind Shukla
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>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p><u>M.A. No. 2684 of 2016</u> Reply to show cause notice is taken on record. M.A. No. 2684 of 2016 is disposed of.</p> <p><u>M.A. No. 241 of 2017</u> Compliance report filed by the respondents is taken on record. M.A. No. 241 of 2017 is disposed of.</p> <p><u>O.A. No. 253 of 2016</u> Heard Ld. Counsel for the parties. Shri Shailendra Kumar Singh, Ld. Counsel for the applicant admits that the order of the Tribunal dated 14.12.2016 has been complied with. Compliance report in the form of affidavit (M.A. No. 241 of 2017) has been filed by the respondents. Accordingly application loses its efficacy and is disposed of.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 26 of 2017 along with M.A. No. 242 of 2017

Lt Col Anil Kumar Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 242 of 2017</u></p> <p>Rejoinder affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>M.A. No. 242 of 2017 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 26 of 2017</u></p> <p>We have heard Ld. Counsel for the parties.</p> <p>Keeping in view the fact that the matter is pending with Ministry of Defence, Government of India it is not open for us to enter into the merits of the controversy at the present juncture. However it is open for Ministry of Defence to take a decision in the matter in the light of recommendations of the Army expeditiously, say, within three months from the date of communication of the present order. Applicant's relinquishment of temporary commission and repatriation to parent department shall be subject to decision taken by the Ministry of Defence.</p> <p style="text-align: center;">O.A. No. 26 of 2017 is disposed of.</p> <p style="text-align: center;">No order as to costs.</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. 1364 of 2010 with M.A. No. 2671 of 2016
& M.A. No. 243 of 2017

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>01.02.2017</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, Ld. Counsel for the petitioner and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 2671 of 2016</u></p> <p>Supplementary counter affidavit filed by the respondents is taken on record.</p> <p>M.A. No. 2671 of 2016 is disposed of.</p> <p><u>M.A. No. 243 of 2017</u></p> <p>Second supplementary counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 243 of 2017 is disposed of.</p> <p><u>T.A. No. 1364 of 2010</u></p> <p>Applicant may file supplementary rejoinder affidavit to the supplementary counter affidavits within one week.</p> <p>List the case on 09.02.2017 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 303 of 2012

Raj 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>01.02.2017</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 Diwakar Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List on 20.02.2017 as prayed by Ld. Counsel for the respondents 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 date and 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
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List A)

M.A. No. 2302 of 2016 with M.A. No. 2303 of 2016 & M.A. No. 2587 of 2016 Inre M.A. No. 1173 of 2015 with M.A. No. 1356 of 2015 and M.A. No. 1868 of 2015

Sandeep BR 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>01.02.2017</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 Shyam Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List revised.</p> <p style="text-align: center;">None appears for the applicant.</p> <p style="text-align: center;">Rejected for non-prosecution.</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. 1194 of 2010

Sri Ram Singh Pradhan 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>01.02.2017</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 Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment/order reserved.</p> <p>It shall be open to the parties' counsel to submit written arguments, if they intend to do so, within three days from today.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>LN/</p>

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

T.A. No. 1204 of 2010 Alongwith T.A. No. 211 of 2009

T. Kishan

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>01.02.2017</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 Pradeep Chandola, learned counsel for the petitioner and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Connect with TA No. 211 of 2009 and list for further hearing on 02.02.2017.</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. 83 of 2012 with M.A. No. 1775 of 2016
& M.A. No. 2139 of 2016

Jyoti Prakash Pandey Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</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 B.N. Choubey, learned counsel for the petitioner and Mrs. Anju Singh, learned counsel for the respondents, assisted by Lt Cdr Bhrigu Gera and Cdr Varun, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">Arguments concluded. Written arguments filed by the petitioner's counsel are taken on record.</p> <p style="text-align: center;">Judgment/order reserved.</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. 58 of 2016

Vijay Shankar Dwivedi

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, holding brief of Shri K.M. Mishra, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents, assisted by Sgt Pradeep Kumar and WO M. Tiwari, OIC Legal Cell.</p> <p>Heard learned counsel for the parties at some length.</p> <p>List this case for further hearing on 08.02.2017.</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. 1 of 2011 with Dy No. 1052 of 2016

Praveen Kumar Pal

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>01.02.2017</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 Anurag Mishra, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The case was taken up in the revised list.</p> <p>Applicant Praveen Kumar Pal appeared in person and moved an application that he would argue his case personally.</p> <p>In view of the prayer made, name of Shri P.N.Chaturvedi as counsel for the applicant shall be deleted from the cause-list.</p> <p>The applicant submits that he does not have funds to engage a counsel and pay his fees. Shri R.Chandra, Advocate present in Court agrees to argue the case on behalf of the applicant. Accordingly, Shri R.Chandra is appointed as amicus curiae to appear and represent the applicant. The office shall ensure payment of fees and expenses to Shri R.Chandra.</p> <p>List this case for hearing on 09.02.2017 to enable Shri R.Chandra to prepare the brief and argue the case on behalf of the applicant.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>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. 143 of 2015 with M.A. No. 1019 of 2016 (Alongwith T.A. No. 48
of 2011)

Shaikh Ibrahim & Taj Mohd Sheikh 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>01.02.2017</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 Raghuvansh Chandra, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List this case for further hearing on 09.02.2017.</p> <p>So far as the case of Taj Mohd Sheikh is concerned, none appears, hence we proceed <i>ex parte</i>.</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)

O.A. No. 255 of 2015 with M.A. No. 123 of 2017

Kishan Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rohit Kumar, learned counsel for the applicant and Shri Kaushik Chatterji, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Shri Rohit Kumar, learned counsel for the applicant, list this case for 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. 1283 of 2010

Inderjeet 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>01.02.2017</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 A.K. Singh, learned counsel for the petitioner and Shri Yogesh Kesarwani, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Shri Yogesh Kesarwani, learned counsel for the respondents, list this case for hearing on 20.02.2017.</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. 1346 of 2010

Shesh Nath 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>01.02.2017</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 : Mrs. Amrita Chakraborty, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List revised.</p> <p>None appears for the petitioner.</p> <p>Dismissed for non-prosecution.</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. 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>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri Rohit Kumar, learned counsel for the petitioner and Shri Anurag Mishra, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Shri Rohit Kumar, learned counsel for the petitioner prays for adjournment of the case for the day, to which Shri Anurag Mishra, learned counsel for the respondents has no objection.</p> <p style="text-align: center;">As prayed, list this case for hearing on 09.02.2017.</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. 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>01.02.2017</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, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Two weeks' further time, as prayed, is granted to the respondents to file consolidated counter affidavit. The petitioner shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on 01.03.2017.</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>

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

T.A. No. 211 of 2009

Liladhar

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>01.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yash Pal Singh, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List on 02.02.2017 as prayed by Ld. Counsel for the respondents for further hearing alongwith T.A. No. 1204 of 2010.</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 date and events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

Court No. 1 (List A)

M.A. No. 185 of 2017 In re O.A. No. Nil of 2017

Ganesh Pandey

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 today in court 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 V.K. Pandey, 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>This case has been filed with the delay spanning over 10 years with accompanying Application under section 5 of the Limitation Act read with section 22 of the Armed Forces Tribunal Act 2007.</p> <p>Learned counsel for the Respondents prays for time to file objection.</p> <p>As prayed, six weeks' time is granted to file objection. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 15.05.2017 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

Court No. 1 (List A)

M.A. No. 189 of 2017 In re O.A. No. Nil of 2017

Satya Narayan Prasad 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>31.01.2017</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 today in court by Shri Shyam 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 Vijay Kumar Pandey, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>This case has been filed with the delay spanning over 9 years with accompanying Application under section 5 of the Limitation Act read with section 22 of the Armed Forces Tribunal Act 2007.</p> <p>Learned counsel for the Respondents prays for time to file objection.</p> <p>As prayed, six weeks' time is granted to file objection. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 08.05.2017 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

Court No. 1 (List A)

O.A. No. 31 of 2017

Mange Ram

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>31.01.2017</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 Ashok Singh, learned counsel for the applicant and Shri D.K.Pandey, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The case is listed today for admission.</p> <p>Learned counsel for the Applicant prays for time to prepare the case.</p> <p>As prayed, list this case on 07.02.2017 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

Court No. 1 (List A)

O.A. No. 33 of 2017

Tarjan 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>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Vijay Kumar Pandey, learned counsel for the applicant and Shri Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>The gravamen of the Applicant in the instant O.A is that he had gone on sanctioned leave with effect from 27.07.2015 which was to end on 25.08.2015 but under compelling circumstances, he overstayed the leave. Thereafter, the Applicant reported for duty but he was not permitted to resume duty.</p> <p>Learned counsel for the Respondents prays for time to seek instructions as to why the Applicant has not been permitted to resume duty.</p> <p>Let instructions be obtained as to why the Applicant has not been permitted to resume duty.</p> <p>List this case on 20.02.2017 for admission.</p> <p>However, it is made clear that it would be open to the Applicant to report for duty which shall be subject to the appropriate proceedings which may be conducted in accordance with Rules, if required, in the facts and circumstances of the present case.</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. 1 of 2017 with R.A. No. 1 of 2017 In re O.A. No. 160 of 2010

S.R.P. 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>31.01.2017</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 Lal Chandra Sahu, learned counsel for the applicant and Shri A.K. Gupta, learned counsel for the respondents. Since it is a Navy case, there is none from OIC Legal Cell to assist the counsel for the respondents.</p> <p style="text-align: center;">Since Review Application was filed with delay spanning 8 months, by order dated 09.01.2017, the office was directed to issue notices to all concerned. No report about service being sufficient has been affixed.</p> <p style="text-align: center;">In view of the above, the case is ordered to be listed alongwith office report with regard to service of notice on the respondents on 21.02.2017.</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: 10px;">MH</p>

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

Court No. 1 (List A)

M.A. No. 174 of 2017 with M.A. No. 175 of 2017
In re O.A. No. 239 of 2013

Union of India and Others Applicant
By Legal Practitioner for the Applicant

Versus

Ram Kishor Dwivedi Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Dinesh Kumar Pandey, learned counsel for the applicant ,assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No 174 of 2017</u></p> <p>This is an Application under section 30 (1) of the Armed Forces Tribunal Act seeing leave to appeal vis-à-vis the order of the Tribunal dated 05.08.2016.</p> <p>According to the office report, the Application for leave to Appeal has been moved after expiry of statutory period, it being barred by 4 months and 19 days.</p> <p>It is well settled that the Tribunal lacks jurisdiction to condone the delay for want of any enabling provisions in the Armed Forces Tribunal Act, 2007. Hence the Application for condonation of delay is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A.No.175 of 2017</u></p> <p>Since Application for condonation of delay has been rejected as not maintainable being barred by time, in consequence, the Application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p>

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

Court No. 1 (List A)

M.A. No. 176 of 2017 with M.A. No. 177 of 2017
In re T.A. No. 72 of 2012

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

Versus

Ugra Sen Singh Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Dinesh Kumar Pandey, learned counsel for the petitioner ,assisted by Maj Soma John, OIC Legal.</p> <p style="text-align: center;"><u>M.A.No 176 of 2017</u></p> <p>This is an Application under section 30 (1) of the Armed Forces Tribunal Act seeing leave to appeal vis-à-vis the order of the Tribunal dated 01.12.2016.</p> <p>According to the office report, the Application for leave to Appeal has been moved after expiry of statutory period, it being barred by 23 days.</p> <p>It is well settled that the Tribunal lacks jurisdiction to condone the delay for want of any enabling provisions in the Armed Forces Tribunal Act, 2007. Hence the Application for condonation of delay is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A.No.177 of 2017</u></p> <p>Since Application for condonation of delay has been rejected as not maintainable being barred by time, in consequence, the Application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p style="text-align: left; margin-left: 10px;">MH</p>

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

Court No. 1 (List A)

M.A. No. 178 of 2017 with M.A. No. 179 of 2017
In re O.A. No. 214 of 2010

Union of India and Others Applicant
By Legal Practitioner for the Applicant

Versus

Smt. Maisar Bano Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Dinesh Kumar Pandey, learned counsel for the applicant ,assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No 178 of 2017</u></p> <p>This is an Application under section 30 (1) of the Armed Forces Tribunal Act seeing leave to appeal vis-à-vis the order of the Tribunal dated 11.08.2016.</p> <p>According to the office report, the Application for leave to Appeal has been moved after expiry of statutory period, it being barred by 4 months and 13 days.</p> <p>It is well settled that the Tribunal lacks jurisdiction to condone the delay for want of any enabling provisions in the Armed Forces Tribunal Act, 2007. Hence the Application for condonation of delay is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A.No.179 of 2017</u></p> <p>Since Application for condonation of delay has been rejected as not maintainable being barred by time, in consequence, the Application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; margin-left: 10px;">MH</p>

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

M.A. No. 183 of 2017 with M.A. No. 184 of 2017
In re O.A. No. 260 of 2013

Ram Sagar 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>31.01.2017</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 Pankaj Kumar Shukla, 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>The case aforesaid was dismissed for want of prosecution vide order dated 28.09.2016.</p> <p>The present Application has been filed for recall of the said order with accompanying Application for condonation of delay.</p> <p>As prayed by learned counsel for the respondents, four weeks' time is allowed to file objection.</p> <p>Replication, if any, may be filed within four weeks.</p> <p>List this case on 09.05.2017 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH</p>

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

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

O.A. No. 23 of 2017

Rajendra Pal Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>The Applicant has filed the present O.A challenging the order declining extension in service.</p> <p>Learned counsel for the respondents submits that the extension in service has been declined for the reason that the Applicant had not met the ACR criteria.</p> <p>In view of the above, we are of the view that the controversy involved in this case requires hearing. Thus it is a fit case for admission.</p> <p>Admit.</p> <p>As prayed by learned counsel for the respondents, four weeks' time is allowed to file counter affidavit. Rejoinder affidavit if any, may be filed within four weeks next thereafter.</p> <p>List this case on 28.03.2017. It is made clear that on the date fixed the respondents shall produce the original records for perusal of the Bench as the petition</p>

may be finally heard and decided on the next date fixed.

It is also made clear that the discharge of the Applicant shall be subject to further orders by this Court.

(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. 252 of 2016 In re O.A. No. 170 of 2015

Radhey Shyam

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>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K. Mishra, learned counsel for the applicant and Mrs. Amrita Chakraborty, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>Ex. A. No 252 of 2016.</u></p> <p>Learned counsel for the respondents makes a statement across the bar that the order of the Tribunal has been complied with and to prop up his statement, he shows the order passed by the Authority in compliance of the order of the Tribunal.</p> <p>Learned counsel for the Applicant however, submits that he has not been supplied copy of the order so passed.</p> <p>OIC Legal Cell undertakes to supply a copy of the order to learned counsel for the Applicant in the course of the day.</p> <p>In view of the above, the Application aforesaid is rendered infructuous and is accordingly rejected as having become 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>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. 253 of 2016 In re M.A. No. 820 of 2016
O.A. No. Nil of 2016

Rakesh Kumar Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Pankaj Kumar Shukla, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>Ex. Application No 253 of 2016</u></p> <p>Learned counsel for the Respondents has made a statement across the bar that the order of the Tribunal has been complied with and the present Ex. Application is rendered infructuous. A copy of the order disposing of the representation of the Applicant has been provided to the learned counsel for the Applicant in court.</p> <p>In view of the above, the Ex. Application is rendered infructuous and is accordingly rejected 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>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. 2104 of 2016 In re T.A. No. 535 of 2010

Ramendra 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>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: justify;">Present : Shri Sandeep Tripathi, learned counsel for the petitioner and Shri Siddharth Dhaon, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: justify;">Learned counsel for the respondents prays for further time to file objection. Learned counsel for the Applicant objected to grant of further time to file objection submitting that time has already been granted in three occasions.</p> <p style="text-align: justify;">However, in the interest of justice, two weeks' further time is allowed to file objection. Replication, if any, may be filed within two weeks next thereafter.</p> <p style="text-align: justify;">List this case immediately thereafter on 28.02.2017 for orders.</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="text-align: left; margin-top: 5px;">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)		

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

O.A. No. 252 of 2014

Md Samsul Haque

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.K. Pandey, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>By means of order dated 21.09.2016, the respondents were directed to refer the Applicant for medical examination to Military Hospital at Jorhat. Thereafter, again time was granted on 12.12.2016 but the order of the Tribunal has not yet been complied with.</p> <p>Learned counsel for the respondents produced letter dated 18.01.2017 showing that OIC Medical Board 5, AFH Jorhat has been directed to do the needful in compliance of the order of the Tribunal.</p> <p>It is disquieting that the order of the Tribunal dated 21.09.2016 has been acted upon on 18.01.2017.</p> <p>For reasons shown by the learned counsel for the respondents, two weeks further and no more time is allowed to comply with the order of the Tribunal dated 21.09.2016.</p> <p>List this case on 27.02.2017 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. 163 of 2015

Lt Col Ray Gautam Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri Kaushik Chatterji, Ld. Counsel for the respondents assisted by Col Ajeem Kumar, Col MS (Legal) & Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Col MS (Legal) list the case on 22.02.2017 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 date and events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 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>31.01.2017</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.</p> <p>As prayed by Ld. Counsel for the parties, list the case on 10.02.2017 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 date and events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 89 of 2016

Mohd Irfan
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>31.01.2017</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 Mohd Shahan, 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>Heard Shri Mohd Shahan, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents assisted by OIC Legal Cell.</p> <p>Judgment is reserved.</p> <p>Parties shall submit synopsis and written submissions by 02.02.2017.</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>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>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri R. Chandra, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List the case on 21.02.2017 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 date and events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 129 of 2013

Rajendra 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>31.01.2017</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.P Shukla, Ld. Counsel for the applicant and Shri Sunil Sharma, 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 parties, list the case on 03.02.2017 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 date and 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)

M.A. No. 1521 of 2016 with M.A. No. 2271 of 2016
In re O.A. No. Nil of 2016

Nathun Singh Applicant
By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : None for the applicant. Shri Virendra Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List has been revised.</p> <p style="text-align: center;">None appeared for the applicant.</p> <p style="text-align: center;">The O.A. is dismissed for non- prosecution.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">JPT</p>

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

O.A. No. 264 of 2014

Col Mahesh Kumar Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents, assisted by Col Ajeen Kumar, OIC Legal Cell.</p> <p>List has been revised.</p> <p>In compliance of order dated 24.11.2016, the respondents have filed affidavit, copy of which has also been provided to the learned counsel for the applicant. The supplementary affidavit is taken on record. As prayed, two weeks time is allowed to the learned counsel for the applicant to file supplementary rejoinder affidavit.</p> <p>List this case on 21.03.2017 for further hearing.</p> <p>In the meantime the learned counsel for the respondents shall get notarised the supplementary affidavit filed on behalf of the respondents, which has not been notarised from a Notary and file the same in the Registry within a week.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

O.A. No. 316 of 2012

Krishna Kant Pandey

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Amit Sharma, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List has been revised.</p> <p>Non appears for the applicant.</p> <p>The O.A. is dismissed for non- prosecution.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

O.A. No. 200 of 2015 with M.A. No. 2564 of 2016

Col V.J.S. Varaich

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Yogesh Kesarwani, learned counsel for the respondents, assisted by Col Ajeen Kumar, OIC Legal Cell.</p> <p>As prayed, list on 10.02.2017 for further hearing. The respondents shall also produce the original documents on the date fixed in terms of order dated 30.01.2017.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

O.A. No. 289 of 2015

Col Balvinder Singh Mavi 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>31.01.2017</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 Shyam Singh, learned counsel for the respondents, assisted by Col Ajeen Kumar, OIC Legal Cell.</p> <p>Shri Shyam Singh, learned counsel for the respondents, assisted by Col Ajeen Kumar, OIC Legal Cell wants time to bring on record certain materials keeping in view the pleadings in para 4 of the rejoinder affidavit.</p> <p>As prayed, the respondents are granted four weeks' time to file supplementary counter affidavit. The applicant shall have two weeks' time thereafter to file supplementary rejoinder affidavit.</p> <p>List on 21.03.2017 for hearing. The respondents shall also produce the original record of the case on the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

O.A. No. 164 of 2016

Rajveer 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>31.01.2017</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 Col Ajeen Kumar, OIC Legal Cell.</p> <p>Shri R. Chandra, learned counsel for the applicant prays for and is granted a week's further time to file rejoinder affidavit.</p> <p>List on 02.05.2017 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>JPT</p>

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

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

Manoj Kumar Sharma

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K. Singh Bisht, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri K.K.S. Bisht, learned counsel for the applicant wants time to prepare the case.</p> <p>List this case on 07.03.2017 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. 528 of 2010 with M.A. No. 2256 of 2016

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>31.01.2017</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 Anuj Kudesia, learned counsel for the petitioner and Shri Md. Zafar Khan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri Md. Zafar Khan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell objected that the order passed by the Chief of Army Staff in this case has not been impugned by the petitioner. For this purpose the learned counsel for the petitioner Shri Anuj Kudesia prays for time to amend the petition.</p> <p>Heard the learned counsel for the parties.</p> <p>The prayer made for amendment in the petition is allowed.</p> <p>List on 08.02.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

Court No. 1 (List A)

T.A. No. 671 of 2010 with T.A. No. 1381 of 2010

Umakant 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>31.01.2017</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, learned counsel for the petitioner and Shri D.K. Pandey, 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 of the case on the ground of illness of his counsel.</p> <p style="text-align: center;">List on 27.02.2017 for hearing in terms of earlier order.</p> <table style="width: 100%; border: none; 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="text-align: left; margin-top: 5px;"><small>JPT</small></p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

Court No. 1 (List A)

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

Santosh Kumar Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Sarveshwar Mehrotra, holding brief for Shri I.P. Singh, learned counsel for the petitioner and Shri G.S. Sikarwar, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Shri Sarveshwar Mehrotra, list on 07.02.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

Court No. 1 (List A)

T.A. NO. 1290 of 2010

Arvind Kumar Katiyar

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present : Shri J.P. Singh, learned counsel for the petitioner and Shri Kaushik Chatterji, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Shri Kaushik Chatterji, learned counsel for the respondents wants time to prepare the case.</p> <p style="text-align: center;">List this case on 03.02.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

Court No. 1 (List A)

T.A. No. 69 of 2013

Col Dayanand

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 Rakesh Johri and Col (Retd) R.N. Singh, learned counsel for the petitioner and Shri R.K.S. Chauhan, learned counsel for the respondents, assisted by Maj Salen Xaxa, OIC Legal Cell.</p> <p style="text-align: center;">The learned counsel for the petitioner seeks time to move the application to make necessary amendments in the petition since the petitioner in this case has expired. The prayer for adjournment has not been opposed on behalf of the respondents.</p> <p style="text-align: center;">List this case on 22.02.2017 for orders. When the case is next listed, the name of Col (Retd) R.N. Singh shall also be shown in the cause list as counsel for the petitioner.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">JPT</p>

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

Court No. 1 (List A)

T.A. No. 15 of 2016

Gopal Rai

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>31.01.2017</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>Shri V.P.S. Vats, learned counsel for the respondents states that he has not been served with a copy of the rejoinder affidavit by the petitioner's counsel. The learned counsel for the petitioner Shri R. Chandra shall serve a copy of rejoinder affidavit upon the learned counsel for the respondents Shri V.P.S. Vats within two days.</p> <p>List on 28.02.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>

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

Court No. 1 (List A)

T.A. No. 38 of 2016

Kripal Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>31.01.2017</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 R.K.S. Chauhan, learned counsel for the respondents, assisted by Col. Ajeen Kumar, OIC Legal Cell.</p> <p>Four weeks' time is allowed to the learned counsel for the respondents to file reply to supplementary affidavit filed by the petitioner. Two weeks' time is allowed to the learned counsel for the petitioner to file supplementary rejoinder affidavit.</p> <p>List this case on 09.03.2017 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>JPT</p>