O.A. No 108 of 2011

Parvesh Kumar

By Legal Practitioner for the Applicant

Applicant

Respondents

Versus

Union of India & Others

| Notes of the Registry | Orders of the Tribunal | |
|-----------------------------|---|--|
| | 27.01.2017 | |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) | |
| | Hon'ble Air Marshal Anil Chopra, Member (A) | |
| | Present: Shri K.K. Mishra, Ld. Counsel for the applicant | |
| | and Shri Amit Jaiswal, Ld. Counsel for the respondents assisted | |
| | by Col Kamal Singh, OIC Legal Cell. | |
| | O.A. is dismissed . | |
| | For orders, see our judgment and order of date passed on | |
| | separate sheets. | |
| | | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) | |

M.A. No. 2681 of 2016 Inre M.A. No. 2123 of 2014

Yogesh Kumar

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Others

| Notes of the Registry | Orders of the Tribunal | |
|-----------------------------|--|--|
| | <u>27.01.2017</u> | |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) | |
| | Hon'ble Air Marshal Anil Chopra, Member (A) | |
| | Present : Shri T.N. Tiwari, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the | |
| | respondents assisted by Maj Soma John, OIC Legal Cell. | |
| | <u>M.A. No. 2681 of 2016</u> | |
| | In orders dated 27.09.2016, 15.11.2016 and 28.11.2016 | |
| | O.A. No. 183 is corrected as O.A. No. 82. | |
| | M.A. No. 2681 of 2016 is disposed of. | |
| | (Air Marchal Anil Chanra) (Justice D.B. Singh) | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) | |

M.A. No. 2724 of 2016 Inre O.A. No. 189 of 2016

Ram Prakash

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Others

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 27.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri V.P. Pandey, Ld. Counsel for the applicant |
| | and Shri R.K.S. Chauhan, Ld. Counsel for the respondents |
| | assisted by Maj Soma John, OIC Legal Cell. |
| | As prayed by Ld. Counsel for the applicant, a weeks' time |
| | is granted to deposit cost. |
| | List the case on 03.02.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 221 of 2016

Pramod Singh

By Legal Practitioner for the Applicant

Applicant

Respondents

Versus

Union of India & Others

| Notes of the | Orders of the Tribunal | |
|--------------|---|--|
| Registry | | |
| | 27.01.2017 | |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) | |
| | | |
| | Present : Shri Shailendra 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. | |
| | As prayed by Ld. Counsel for the respondents, two weeks' | |
| | time is granted to file counter affidavit. Ld. Counsel for the | |
| | applicant shall file rejoinder affidavit within next two weeks. | |
| | List the case on 05.05.2017 for hearing. | |
| | On the date fixed, Ld. Counsel for the respondents shall | |
| | produce original documents pertaining to the case for perusal of | |
| | the Bench. | |
| | Ld. Counsel for the parties may submit/exchange synopsis, | |
| | and list of dated and events. | |
| | | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) | |

O.A. No. 30 of 2017

PK Mahapatra

By Legal Practitioner for the Applicant

Applicant

Respondents

Versus

Union of India & Others

| Notes of the | Orders of the Tribunal | |
|--------------|---|--|
| Registry | | |
| | 27.01.2017 | |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) | |
| | Hon'ble Air Marshal Anil Chopra, Member (A) | |
| | Present : Shri V.A. Singh, Ld. Counsel for the applicant | |
| | and Dr. Shailendra Sharma Atal, Ld. Counsel for the | |
| | respondents assisted by Maj Soma John, OIC Legal Cell. | |
| | As prayed by Ld. Counsel for the respondents, two weeks' | |
| | time is granted to file counter affidavit. Ld. Counsel for the | |
| | applicant shall file rejoinder affidavit within next two weeks. | |
| | List the case on 05.05.2017 for orders. | |
| | | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) | |

T.A. No 1295 of 2010

Chandra Dev Ram

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

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

Notes of Orders of the Tribunal the Registry 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) Present : Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC Legal Cell. T.A. is **allowed**. For orders, see our judgment and order of date passed on separate sheets. (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) anh

Court No. 1 (List A)

O.A. No. 232 of 2010

Versus

Jagdish Singh

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri S.K. Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. As prayed by Ld. Counsel for the applicant, list the case on |
| | 26.04.2017 for orders. (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 21 of 2015 alongwith M.A. No. 166 of 2017

Versus

Maj Saurabh Dutt

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | <u>25.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> |
| | Present: Applicant in person. Shri R.P. Verma and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | <u>M.A. No. 166 of 2017</u> |
| | Supplementary affidavit filed by Ld. Counsel for the |
| | respondent no. 6 is taken on record. M.A. No. 166 of 2017 is |
| | disposed of. |
| | <u>O.A. No. 21 of 2015</u> |
| | Affidavits have been exchanged. |
| | List the case on 10.04.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | Since parties are not agreeable for amicable settlement, |
| | their personal appearance is exempted. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 248 of 2011

Versus

Mohd Arif

Applicant

By Legal Practitioner for the Applicant

Respondents

| | 1 |
|--|---|
| | |
| <u>25.01.2017</u> | |
| | |
| HOIT DIE AIT Marshar Ann Chopra, Me | |
| Present : Shri Shailendra Kumar | Singh, Ld. Counsel for the |
| applicant and Mrs. Amrita Chakrabo | orty, Ld. Counsel for the |
| respondents, assisted by Wg Cdr Sarc | lul Singh, OIC Legal Cell. |
| As agreed by Ld. Counsel for the parties, list the case on | |
| 27.01.2017 for further hearing. | |
| On the date fixed, Ld. Counsel | for the respondents shall |
| produce original documents pertaining | to the case for perusal of |
| the Bench. | |
| Ld. Counsel for the parties may | submit/exchange synopsis, |
| and list of dated and events. | |
| | |
| | |
| (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) |
| | Hon'ble Mr. Justice D.P. Singh, Men Hon'ble Air Marshal Anil Chopra, Me Present : Shri Shailendra Kumar applicant and Mrs. Amrita Chakrabo respondents, assisted by Wg Cdr Sard As agreed by Ld. Counsel for th 27.01.2017 for further hearing. On the date fixed, Ld. Counsel produce original documents pertaining the Bench. Ld. Counsel for the parties may s and list of dated and events. (Air Marshal Anil Chopra) |

T.A. No. 1194 of 2010

Sri Ram Singh Pradhan

Petitioner

By Legal Practitioner for the Petitioner

Versus

Respondents

| Notes of | Orders of the Tribunal | |
|-----------------|---|--|
| the Registry | | |
| | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) | |
| | Present : Shri R. Chandra, Ld. Counsel for the petitioner | |
| | and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, | |
| | assisted by Col Kamal Singh, OIC Legal Cell. | |
| | List on 30.01.2017 for further hearing. | |
| | On the date fixed, Ld. Counsel for the respondents shall | |
| | produce original documents pertaining to the case for perusal of | |
| | the Bench. | |
| | Ld. Counsel for the parties may submit/exchange synopsis, | |
| | and list of dated and events. | |
| | | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) | |

O.A. No. 33 of 2011

Versus

Santosh Kumar Singh Yadav

Applicant

By Legal Practitioner for the Applicant

Respondents

Chief of Army Staff & Others By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal | |
|--------------|---|--|
| Registry | | |
| | $\frac{25.01.2017}{100}$ | |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) | |
| | Ton ble All Marshal Ann Chopra, Member (A) | |
| | Present : Shri R. Chandra, Ld. Counsel for the applicant | |
| | and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted | |
| | by Col Kamal Singh, OIC Legal Cell. | |
| | Heard Shri R.Chandra, Ld. Counsel for the applicant and | |
| | Shri D.K. Pandey, Ld. Counsel for the respondents assisted by | |
| | Col Kamal Singh, OIC, Legal Cell. | |
| | Judgment is reserved. | |
| | | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) | |

O.A. No. 385 of 2011 with M.A. No. 122 of 2017

Sharma Naresh Kumar

Applicant

By Legal Practitioner for the Applicant Versus

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri V.A. Singh, Ld. Counsel for the applicant |
| | and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted |
| | by Col Kamal Singh, OIC Legal Cell. |
| | <u>M.A. No. 122 of 2017</u> |
| | Supplementary counter affidavit filed by respondents is |
| | taken on record. M.A. No. 122 of 2017 is disposed of. |
| | <u>O.A. No. 385 of 2011</u> |
| | As prayed by Ld. Counsel for the applicant, two weeks' |
| | time is granted to file supplementary rejoinder affidavit. |
| | List the case on 08.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

O.A. No. 112 of 2012

Versus

Mukesh Kumar

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri O.P. Kushwaha, Ld. Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. As agreed by Ld. Counsel for the parties, list the case on 27.01.2017 for hearing. On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench. Ld. Counsel for the parties may submit/exchange synopsis, and list of dated and events. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

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

Nb Subedar Prashant Kumar Sahoo By Legal Practitioner for the Applicant

Applicant

Versus

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>25.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: Shri V.A. Singh, Ld. Counsel for the applicant |
| | and Shri Shyam Singh, Ld. Counsel for the respondents, |
| | assisted by Col Kamal Singh, OIC Legal Cell. |
| | Supplementary affidavit filed by the respondents is on |
| | record. Ld. Counsel for the applicant prays for and is granted |
| | one week's time to file supplementary rejoinder affidavit. |
| | List the case on 08.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

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

L.M. Butola

By Legal Practitioner for the Petitioner Versus

Petitioner

Union of India & Others By Legal Practitioner for Respondents Respondents

| the | Orders of the Tribunal |
|----------|---|
| Registry | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Rakesh Johri, Ld. Counsel for the petitioner |
| | and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, |
| | assisted by Col Kamal Singh, OIC Legal Cell. |
| | List the case on 08.02.2017 for hearing along with O.A. |
| | No. 154 of 2013. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 264 of 2013

Narender Singh

Applicant

By Legal Practitioner for the Applicant Versus

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | 05.04.0047 |
| | <u>25.01.2017</u> Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri V.A. Singh, Ld. Counsel for the applicant |
| | and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted |
| | by Col Kamal Singh, OIC Legal Cell. |
| | List the case on 27.01.2017 for further hearing as first |
| | case. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

T.A. No. 888 of 2010

Versus

Ranbir Singh

Petitioner

By Legal Practitioner for the Petitioner

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>25.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Petitioner in person. Shri Yogesh Kesarwani, Ld. |
| | Counsel for the respondents, assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | Petitioner appeared in person and submits that on account |
| | of prolonged illness his counsel Shri P.N. Chaturvedi, the case |
| | shall be argued by some other Ld. Counsel. |
| | As prayed, list the case on 07.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J)anb |

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

Versus

Santosh Kumar Singh

Petitioner

By Legal Practitioner for the Petitioner

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | <u>25.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Indu Prakash Singh, Ld. Counsel for the |
| | petitioner and Shri G.S. Sikarwar, Ld. Counsel for the |
| | respondents, assisted by Maj Soma John, OIC Legal Cell. |
| | As prayed by Ld. Counsel for the parties, list the case on |
| | 31.01.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 93 of 2012

Versus

Sanjay Kumar

Petitioner

By Legal Practitioner for the Petitioner

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 25.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : None for the petitioner. Shri Amit Sharma, Ld. |
| | Counsel for the respondents, assisted by Col Kamal Singh, OIC |
| | Legal Cell |
| | Case is called out. None appeared on behalf of the |
| | Petitioner to press this petition in second round after pass over. |
| | Shri Amit Sharma, Ld. Counsel appeared for the |
| | respondents. |
| | T.A. No 93 of 2012 is dismissed for non prosecution. |
| | Interim order, if any, is hereby vacated |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 58 of 2016

Vijay Shankar Dwivedi

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>25.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Tion ble All Marshal Ann Onopra, Member (A) |
| | Present :Shri K.M. Mishra, Ld. Counsel for the petitioner |
| | and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted |
| | by Wg Cdr Sardul Singh, OIC Legal Cell. |
| | As prayed by Ld. Counsel for the parties, list the case on |
| | 30.01.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of dated and events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

O.A. No. 29 of 2017

Versus

Col Ran Singh Dudee

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Applicant in person and Dr. Shailendra Sharma |
| | Atal, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | We have heard the Applicant in person and also learned |
| | counsel for the Respondents. We have also gone through the |
| | materials on record. |
| | Present O.A has been preferred under section 14 of the |
| | Armed Forces Tribunal Act 2007 being aggrieved by the non- |
| | compliance of the directions contained in the order of the |
| | Tribunal dated 17.01.2017. The grievance of the Applicant in the |
| | instant O.A is that as preparatory to his retirement, successor |
| | has been appointed by the respondents which would imply that |
| | he would have no option but to hand over charge of the post to |
| | his successor and therefore, he insisted that in the meanwhile, |
| | order to maintain status quo may be passed or else the very |
| | purpose of the order of the Tribunal would be defeated. |
| | While deciding the O.A No 260 of 2016, we had allowed |
| | the same attended with following orders- |
| | "39. Accordingly, O.A is allowed with the following directions (A) The impugned order dated 15.10.2014 (Annexure 3) passed by respondent no 3 vide MS Branch IHQ of MoD (Army) Letter No A/21501/4SB/MS-5 is set aside |

with all consequential benefits.

(B) Let final decision be taken by the respondents keeping in view the opinion expressed by the Solicitor General of India dated 20.01.2016 (supra) within two weeks from today for Applicant's promotion to the rank of Brigadier (selection grade).

(C) In case no decision is taken within two weeks or till the date he attains the age of superannuation, the Applicant shall continue on the rank of Colonel till the final decision is taken in pursuance of the present order/judgment. The period after the date of superannuation shall be deemed to be extended period of service with all consequential benefits.

The OIC Legal Cell is directed to communicate the order to the MoD and the Chief of the Army Staff for compliance forthwith.

The Registrar of the Tribunal shall also send a copy of the present order to Defence Secretary and Chief of the Army Staff within 48 hours.

Let certified copies of judgments be issued to the parties of the case today itself in accordance with Rules.

The Registrar shall return the original records forthwith to the OIC Legal Cell.

40. There shall be no order as to costs."

Clause (C) of the order clearly protects the Applicant's service career in so far as continuity in service is concerned. The present O.A with regard to same relief is not maintainable as being barred by constructive res-judicata. In case the order of the Tribunal is not complied with, option is open to the Applicant to approach the appropriate forum for appropriate remedy in accordance with law.

In view of the above, the O.A seems to be not maintainable and is accordingly dismissed subject to above observations.

(Air Marshal Anil Chopra) Member (A) (Justice D.P. Singh) Member (J)

Court No. 1 (List A)

EX-A. No. 13 of 2017 In re O.A. No. 69 of 2013

Versus

Prashant Kumar

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 25.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: Shri Shailendra Kumar Singh, learned counsel for the |
| | applicant and Shri Ashish Saxena, learned counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | This is an Application seeking execution of the order of the |
| | Tribunal dated 05.01.2016 rendered in O.A. No 69 of 2013. |
| | The grievance of the Applicant is that the Resurvey Medical |
| | Board was held on 05.06.2016 but no final orders have yet been |
| | passed nor the same have been communicated to the Applicant in |
| | compliance of the order of the Tribunal whereby the order of |
| | discharge had been set aside. Learned counsel for the respondents |
| | submits that the opinion of the Resurvey Medical Board has been |
| | forwarded to the appropriate authority. However, learned counsel for |
| | the respondents prays for time to seek instructions. |
| | We fail to understand why the matter has been allowed to |
| | protract since June 2016 in utter disregard of the order of the |
| | Tribunal. |
| | List this case on 23.02.2017 for orders on which the learned |
| | counsel for the respondents shall update the Court why the matter is |
| | still hanging in balance. |
| | |
| | (Air Marchal Anil Chanra) (Justice D. P. Singh) |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |
| | МН |

Court No. 1 (List A)

M.A. No. 151 of 2017 with M.A. No. 157 of 2017 In re M.A. No. 79 of 2016

Vijaypal Singh

Applicant

By Legal Practitioner for the Applicant Versus

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>25.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri K.K. Mishra, learned counsel for the |
| | applicant and Shri Yogesh Kesarwani, learned counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell |
| | Learned counsel for the respondents prays for and is |
| | granted two weeks' time to file objection to the Application for |
| | condonation of delay. Replication, if any, may be filed within two |
| | weeks next thereafter. |
| | List this case on 22.02.2017 for orders. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) |
| | Member (A) Member (J) |

Court No. 1 (List A)

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

Versus

Inder Singh

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>25.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: Shri R. Chandra, learned counsel for the applicant |
| | and Shri V.P.S. Vats, learned counsel for the respondents, |
| | assisted by Col Kamal Singh, OIC Legal Cell |
| | We are informed that objection and replication thereto |
| | have been exchanged and the matter is ripe for disposal of the |
| | Application for condonation of delay. |
| | In view of the above, the case is directed to be listed for |
| | disposal of the Application for condonation of delay on |
| | 02.02.2017. |
| | In the meanwhile, learned counsel for the Applicant may |
| | submit synopsis showing therein the date-wise explanation of the |
| | delay that occurred in filing of the present O.A. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

Court No. 1 (List A)

O.A. No. 18 of 2014

Versus

Gokula Nand Pandey

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri R. Chandra, learned counsel for the applicant and Mrs. Anju Singh, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell We are informed that affidavits have been exchanged and the case is ripe for hearing. |
| | In view of the above, the case is ordered to be listed for hearing on 22.03.2017. (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 40 of 2016 with M.A. No. 1771 of 2016

Versus

Nitu Kumar

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>25.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | non ble All Marshal Alli Chopra, Member (A) |
| | Present: Shri R. Chandra, learned counsel for the applicant |
| | and Dr. Shailendra Sharma Atal, learned counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | Rejoinder affidavit filed by learned counsel for the |
| | Applicant is taken on record. |
| | Since affidavits stand exchanged, the case is ordered to be |
| | listed for hearing on 17.05.2017 . |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

O.A. No. 254 of 2016

Rashid Ali

By Legal Practitioner for the Applicant

Applicant

Versus

Respondents

| the | Orders of the Tribunal |
|----------|--|
| Registry | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Dr. Sanjay Kumar Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. As prayed by learned counsel for the respondents, four weeks' further time is allowed to file counter affidavit. Rejoinder affidavit, if any, may be filed within four weeks next thereafter. List this case on 22.03.2017 for orders alongwith O.A. No 2 of 2017. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 300 of 2016

Versus

Sunil Kumar Thapa

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri K.K. Mishra, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. As prayed, four weeks' time is allowed to file counter affidavit. Rejoinder affidavit, if any, may be filed within four weeks' next thereafter. List this case on 04.05.2017 for hearing. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 2 of 2017 Alongwith O.A. No. 254 of 2016

Rashid Ali

By Legal Practitioner for the Applicant

Applicant

Versus

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | 25.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) Present : Dr. S.K. Singh, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. As prayed, four weeks' further time is allowed to file counter affidavit. Rejoinder affidavit, if any may be filed within four weeks next thereafter. List this case on 22.03.2017 for orders alongwith O.A No 254 of 2016. |
| | In the meanwhile, interim order already passed and operating, shall continue to hold good till next date of listing. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List A)

EX-A. No. 12 of 2017 In re O.A. No. 339 of 2015

Rajender Singh

Applicant

By Legal Practitioner for the Applicant Versus

Union of India & Others

ers

Respondents

| Notes of | Orders of the Tribunal |
|-----------------|--|
| the Registry | |
| | <u>24.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri A.K. Singh, learned counsel for the applicant |
| | and Shri Shailendra Sharma Atal, learned counsel for the |
| | respondents, assisted by Maj Soma John, OIC Legal Cell. |
| | This is execution Application filed by the Applicant seeking |
| | compliance of the order of the Tribunal dated 23.08.2016 which |
| | required to be complied with within four months. |
| | As prayed by learned counsel for the respondents, four |
| | weeks' time is granted to receive instructions as to why the order |
| | of the Tribunal has not yet been observed in compliance. |
| | List this case on 22.02.2017 for orders. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

Court No. 1 (List A)

M.A. No. 2530 of 2016 In re O.A. No. Nil of 2016

Versus

Trimal Singh

Applicant

By Legal Practitioner for the Applicant

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell. Objection filed by learned counsel for the respondents is taken on record. As prayed by learned counsel for the Applicant, four weeks' time is allowed to file replication. List this case on 03.05.2017 for orders. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

M.A. No. 143 of 2017 with M.A. No. 144 of 2017 In re O.A. No. 50 of 2013

Union of India and Others

Applicants

By Legal Practitioner for the Applicants

Versus

S.K. Parida

Respondent

| | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri V.P Singh Vats, learned counsel for the |
| | applicants, assisted by Maj Soma John, OIC Legal Cell. |
| | <u>M.A.No 143 of 2017</u> |
| | 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 12.08.2016. |
| | According to the office report, the Application for leave to |
| | Appeal has been moved after expiry of statutory period, it being |
| | barred by four months and ten days. |
| | 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. |
| | M.A.No.144 of 2017 |
| | 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. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

M.A. No. 145 of 2017 with M.A. No. 146 of 2017 In re O.A. No. 44 of 2014

Versus

Union of India and Others

Applicants

By Legal Practitioner for the Applicants

Respondent

Hari Ram Tiwari By Legal Practitioner for Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri Amit Sharma, learned counsel for the |
| | applicants, assisted by Maj Soma John, OIC Legal. |
| | <u>M.A.No 145 of 2017</u> |
| | 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 18.11.2015. |
| | According to the office report, the Application for leave to |
| | Appeal has been moved after expiry of statutory period, it being |
| | barred by one year one month and one day. 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. |
| | <u>M.A.No.146 of 2017</u> |
| | 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. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

M.A. No. 147 of 2017 with M.A. No. 148 of 2017 In re O.A. No. 175 of 2016

Versus

Union of India and Others

Applicants

By Legal Practitioner for the Applicants

Respondent

Keshav Datt Mishra By Legal Practitioner for Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Amit Sharma, learned counsel for the |
| | applicants, assisted by Maj Soma John, OIC Legal Cell. |
| | <u>M.A.No 147 of 2017</u> |
| | 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 25.11.2016. |
| | According to the office report, the Application for leave to |
| | Appeal has been moved after expiry of statutory period, it being |
| | barred by twenty four days. |
| | 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. |
| | M.A.No.148 of 2017 |
| | 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. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

EX-A. No. 203 of 2016 In re T.A. No. 39 of 2013

Selina John

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 24.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Maj (Retd) R.D. Singh, learned counsel for the |
| | petitioner and Shri D.K. Pandey, learned counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | We are informed that in the instant case, operation of the |
| | interim order rendered by the Apex Court is still in force. |
| | In view of the above, the matter is ordered to be listed on |
| | 03.05.2017 for orders. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

O.A. No. 33 of 2016 with M.A. No. 810 of 2016, M.A. No. 836 of 2016, M.A. No. 2647 of 2016 & M.A. No. 65 of 2017

Raghvendra Pratap Singh

Applicant

By Legal Practitioner for the Applicant

Respondents

Versus Union of India & Others By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Dr. S.K. Singh, learned counsel for the applicant |
| | and Shri Bhanu Pratap Singh, learned counsel for the |
| | respondents, assisted by Maj Soma John, OIC Legal Cell. |
| | We are informed that in the instant case, affidavits have |
| | already been exchanged and the case is ripe for being heard. |
| | In view of the above, the case is ordered to be listed for |
| | hearing on 01.05.2017 . |
| | We are also informed that the cost imposed by the Court |
| | has been deposited with the Registry of the Tribunal. The cost |
| | shall be released in favour of the Applicant forthwith through |
| | cheque. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 73 of 2016 with M.A. No. 1784 of 2016 & M.A. No. 2337 of 2016

Hukum Chand

By Legal Practitioner for the Applicant

Applicant

Versus

Respondents

Union of India & Others By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | 24.04.2017 |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: Shri P.K. Shukla, learned counsel for the |
| | applicant and Dr. Shailendra Sharma Atal, learned counsel for |
| | the respondents, assisted by Maj Soma John, OIC Legal Cell. |
| | Learned counsel for the respondents states that he does |
| | not propose to file objection to the Amendment Application filed |
| | by learned counsel for the Applicant. |
| | We have heard learned counsel for the Applicant on |
| | Amendment Application. The reasons assigned for filing the |
| | Amendment Application are cogent and convincing. |
| | In view of the above, the Amendment Application is |
| | allowed. Let the amendments be carried out forthwith. |
| | List this case on 02.05.2017 for orders. |
| | |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 201 of 2016

Renu Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | <u>24.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri Yash Pal Singh, learned counsel for the |
| | applicant and Shri V.P.S. Vats, learned counsel for the |
| | respondents, assisted by Maj Soma John, OIC Legal Cell. |
| | Notices were issued for service on respondent no.5. |
| | We have perused the office report according to which the |
| | notice is to be deemed to be served under Rule 24 of the Armed |
| | Forces Tribunal (Practice) Rules, 2009. |
| | Accordingly, the service is deemed to be sufficient on |
| | respondent no 5 and the case shall proceed exparte as against |
| | respondent no .5. |
| | As prayed by learned counsel for the respondents, six |
| | weeks and no more time is granted to file counter affidavit. |
| | Rejoinder affidavit, if any, may be filed within four weeks. |
| | List this case on 09.05.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 280 of 2016

Ran Singh Dudee

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 24.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: Applicant in person and Dr Shailendra Sharma |
| | Atal, learned counsel for the respondents, assisted by Maj Soma |
| | John, OIC Legal Cell. |
| | 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 two weeks next thereafter. |
| | List this case on 09.05.2017 for orders. |
| | |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

O.A. No. 299 of 2016

Dinesh Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri S.R. Yadav, learned counsel for the petitioner and Shri R.K.S. Chauhan, learned counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell. 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 two weeks next thereafter. List this case on 11.05.2017 for orders. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 278 of 2012

Hemendra Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 24.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri Bachchan Singh, learned counsel for the |
| | petitioner and Shri Amit Jaiswal, learned counsel for the |
| | respondents, assisted by Maj Soma John, OIC Legal Cell. |
| | List this case on 07.02.2017 for further hearing on which |
| | date learned counsel for the respondents shall produce Army |
| | Order 6 of 2009 as well as the record of Quarter Guard Register |
| | for the period commencing 14.04.2010 to 16.04.2010 for perusal |
| | of the Bench. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 311 of 2016 with M.A. No. 2640 of 2016

Versus

Dinesh Chandra Singh

Applicant

By Legal Practitioner for the Applicant

Respondents

Union of India & Others By Legal Practitioner for Respondents

| | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri K.K.S. Bisht, learned counsel for the |
| | applicant and Shri Bhanu Pratap Singh, learned counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | The case was taken up in the revised list. |
| | As prayed for by Shri Bhanu Pratap Singh, learned counsel |
| | for the respondents, four weeks' further time is granted to file |
| | counter affidavit. Rejoinder affidavit, if any, may be filed by the |
| | applicant within two weeks thereafter. |
| | List the case on 09.05.2017 for orders. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

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

Respondents

Union of India & Others By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | $\frac{24.01.2017}{100}$ |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Tor ble All Marshar Ann Orlopra, Member (A) |
| | Present : Shri Rohit Kumar, Advocate, holding brief of Shri |
| | Raghuvansh Chandra, learned counsel for the petitioner and |
| | Shri Asheesh Agnihotri, learned counsel for the respondents, |
| | assisted by Col Kamal Singh, OIC Legal Cell. |
| | The case was taken up in the revised list. |
| | Heard learned counsel for the parties at some length. |
| | Taj Mohd Sheikh, petitioner in TA No.48 of 2011, is |
| | appearing in person. He could not appear today for some |
| | unavoidable reasons, as informed by Shri R.Chandra, Advocate. |
| | List this matter for further hearing on 30.01.2017. |
| | |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 947 of 2010

Vinod Kumar

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) Present : Col (Retd) Y.R. Sharma, learned counsel for the petitioner and Dr. Chet Narain Singh, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. Heard the learned counsel for the parties at some length. During the course of arguments, Col (Retd) Y.R. Sharma, learned counsel for the petitioner submits that no Court of Inquiry was ever held in the presence of petitioner and it was an ex parte proceeding held in the absence of the petitioner. Learned counsel for the petitioner submits that the respondents be directed to produce the original record of Court of Inquiry. |
| | List on 08.02.2017 for further hearing. The respondents shall produce the original record of Court of Inquiry on the date fixed for perusal of the Tribunal. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

T.A. No. 82 of 2011

Ram Lakhan Singh

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Bachchan Singh, learned counsel for the petitioner and Shri Ashish Saxena, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. The short counter affidavit filed by the respondents is taken on record. The petitioner may file reply to it within two weeks. List this case for hearing on 07.02.2017 . |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

O.A. No. 33 of 2011

Santosh Kumar Singh Yadav

Applicant

By Legal Practitioner for the Applicant

Versus

Respondents

Chief of Army Staff & Others By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri R. Chandra, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. Heard learned counsel for the parties at some length. Put up this case tomorrow i.e. 25.01.2017 for further hearing. |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

Court No. 1 (List A)

O.A. No. 303 of 2012

Versus

Raj Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Union of India & Others

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Diwakar Singh, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. Heard learned counsel for the parties at some length. List this case for further hearing on 01.02.2017 to enable learned counsel for the respondents to produce the record. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Court No. 1 (List A)

O.A. No. 130 of 2015 with M.A. No. 553 of 2016 & M.A. No. 1052 of 2016

Versus

Prashantha Kumar P.G.

Applicant

By Legal Practitioner for the Applicant

Respondents

Union of India & Others By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Yash Pal Singh, learned counsel for the |
| | applicant and Mrs. Deepti Prasad Bajpai, learned counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. Prayer has been made by Shri Yash Pal Singh, learned |
| | counsel for the applicant to enable him to prepare the case, |
| | which has not been objected to by Mrs. Deepti Prasad Bajpai, |
| | learned counsel for the respondents. |
| | List this case for hearing on 16.05.2017. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 194 of 2016

Ved Pal

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | <u>24.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> |
| | Present : Shri K.K. Mishra, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. Prayer for grant of four weeks' time has been made by Shri K.K.Mishra, learned counsel for the applicant to file rejoinder affidavit, which has not been objected to by Shri R.C.Shukla, learned counsel for the respondents. List this case for hearing on 08.05.2017. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 219 of 2016

Gp Capt Ajay Gaur

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

| | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri A.K. Singh, learned counsel for the applicant |
| | and Shri Yogesh Kesarwani, learned counsel for the |
| | respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell. |
| | Prayer for grant of two weeks' further time has been made |
| | by Shri A.K.Singh, learned counsel for the applicant to file |
| | rejoinder affidavit, which has not been objected to by Shri |
| | Yogesh Kesarwani, learned counsel for the respondents. |
| | List this case for hearing on 11.05.2017. . |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 37 of 2010

Ghanshyam

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondent

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri S.P. Singh, learned counsel for the petitioner and Shri V.P.S. Vats, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell Prayer for grant of one week's time has been made by Shri K.K.Mishra, learned counsel for the petitioner to file |
| | supplementary rejoinder affidavit, which has not been objected to by Shri VPS Vats, learned counsel for the respondents. List this case for hearing on 06.02.2017. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 181 of 2010 withf M.A. No. 2454 of 2016

Manoj Kumar

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondent

| | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | TION DIE All Warshal Ann Chopra, Weinder (A) |
| | Present : Shri S.S.L.Srivastava, learned counsel for the |
| | petitioner and Dr. Shailendra Sharma Atal, learned counsel for |
| | the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal |
| | Cell |
| | Copy of amended TA and rejoinder affidavit filed by the |
| | petitioner's counsel are taken on record. |
| | As agreed by learned counsel for the parties, list this case |
| | for hearing on 07.02.2017. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 1194 of 2010

Sri Ram Singh Pradhan

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondent

| Notes of | Orders of the Tribunal |
|-----------------|--|
| the Registry | |
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri R. Chandra, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. Affidavit filed by the respondents for taking on record the Court of Inquiry is taken on record. Heard learned counsel for the parties at some length. |
| | Put up tomorrow i.e. 25.01.2017 for further hearing. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 1290 of 2010

Arvind Kumar Katiyar

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri J.P. Singh, learned counsel for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents, assisted by Wg Cdr Sardul Singh OIC Legal Cell As prayed by learned counsel for the petitioner, list this case for hearing on 30.01.2017 . |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 46 of 2016

Dhirendra Narayan Giri

Petitioner

By Legal Practitioner for the Petitioner

By Legal Practitioner for Respondent

Versus

Union of India & Others

Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 24.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Surendra Yadav, learned counsel for the petitioner and Dr. Shesh Narain Pandey, learned counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. List this case for hearing on 30.01.2017 to enable the learned counsel for the petitioner to prepare the case. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No 21 of 2013

Pramod Kumar Singh

By Legal Practitioner for the Applicant

Versus

Union of India & Others By Legal Practitioner for Respondents

of Orders of the Tribunal Notes the Registry 23.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) Present : None for the applicant. Shri Asheesh Agnihotri, Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC Legal Cell. O.A. is allowed. For orders, see our judgment and order of date passed on separate sheets. (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) JPT

Applicant

Respondents

Ann

M.A. No. 2114 of 2016 with M.A. No. 2376 of 2016 & M.A. No. 137 of 2017 Inre O.A. No. Nil of 2016

Jyoti Yadav

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Others

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | <u>23.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Onkar Pandey, Ld. Counsel for the applicant and |
| | Shri G.S. Sikarwar, Ld. Counsel for the respondents assisted by Col |
| | Kamal Singh, OIC Legal Cell for the respondents. |
| | <u>M.A. No. 2376 of 2016</u> |
| | Objection filed by respondents is taken on record. M.A. No. |
| | 2376 of 2016 is disposed of. |
| | <u>M.A. No. 137 of 2017</u> |
| | Reply to objection filed by Ld. Counsel for the applicant is taken |
| | on record. M.A. No. 137 of 2017 is disposed of. |
| | List the case on 01.05.2017 for admission. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

M.A. No. 108 of 2017 Inre M.A. No. 2284 of 2016

Rajesh Singh Yadav

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Others

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | 23.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : None for the applicant. Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | None appeared for the applicant since lawyers are abstaining from work. |
| | On behalf of respondents Shri Yogesh Kesarwani, Ld. Counsel for the respondents is present. |
| | List the case on 01.05.2017 for orders. |
| | (Air Marshal Anil Chopra) (Justice D. P. Singh) Member (A) Member (J) |

Ex.A-60 of 2013 with M.A. No. 1744 of 2016, M.A. No. 2669 of 2016 & M.A. No. 50 of 2017 Inre O.A. No. 419 of 2011

Satya Narayan Singh & Ors By Legal Practitioner for the Applicants Applicants

Versus

Union of India & Others By Legal Practitioner for Respondents

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : None for the applicant. Shri A.N. Tripathi, Ld. |
| | Counsel for the respondents, assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | <u>M.A. Nos. 1744 of 2016/2669 of 2016 & 50 of 2017</u> |
| | Compliance reports filed by respondents are taken on |
| | record. Miscellaneous applications are disposed of. |
| | <u>O.A. No. 419 of 2011</u> |
| | Lawyers are abstaining from Court work today. Shri A.N. |
| | Tripathi, Ld. Counsel for the respondents is present. |
| | List the case on 20.03.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Form No. 4

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

Ex-A/142 of 2016 Inre O.A. No. 43 of 2014

Versus

Nitesh Kumar Rai

Applicant

By Legal Practitioner for the Applicant

Respondents

Union of India & Ors By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>23.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> |
| | |
| | Present: None for the applicant and Dr. Shailendra Sharma |
| | Atal, Ld. Counsel for the respondents. |
| | Cost imposed vide order dated 02.09.2016 has not been |
| | deposited by the respondents. |
| | Let cost be deposited within a period of one month which shall |
| | be released in favour of the applicant through cheque. |
| | List the case on 06.03.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D. P. Singh) Member (A) Member (J) |

O.A. No. 211 of 2010

Shyam Kumar

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Ors

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 23.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | TOT DIE AIT Marshar Ann Chopra, Member (A) |
| | Present : None for the applicant. Dr. Chet Narain Singh, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | None appeared for the applicant. Lawyers are abstaining from |
| | Court work today. |
| | Dr. Chet Narain Singh, Ld. Counsel for the respondents is |
| | present. |
| | List the case on 06.02.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 169 of 2015 with M.A. No. 2394 of 2016

Chanchal Kakoti

By Legal Practitioner for the Applicant

Applicant

Respondents

Versus

Union of India & Ors By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 23.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC Legal Cell. <u>M.A. No. 2394 of 2016</u> Delay in filing counter affidavit is condoned and counter affidavit is taken on record. M.A. No. 2394 of 2016 is disposed of. |
| | <u>O.A. No. 169 of 2015</u> We have heard Ld. Counsel for the parties. The proceedings have been held in Chamber. We tried our best for |
| | amicable settlement between the applicant and Smt Panita Kakoti, wife of the applicant in pursuance of powers conferred under Section 89 of CPC. It appears that at the moment the parties are not agreeable for amicable settlement. |
| | List the case on 20.03.2017 for hearing. In the meantime, Ld. Counsel for the applicant may file rejoinder affidavit. |
| | Personal appearance of private parties is not necessary and concerned lawyers may represent them. On the date fixed, Ld. Counsel for the Respondents shall produce |
| | original documents pertaining to the case for perusal of the Bench. Ld. Counsel for the parties may submit/exchange synopsis, and list of events. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 293 of 2015 with M.A. No. 2534 of 2016

Dinesh Kumar Mishra

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|----------|--|
| the | |
| Registry | 00.04.0047 |
| | 23.01.2017 Hon'ble Mr. Justice D.B. Singh Member (I) |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: None for the applicant. Dr. Shailendra Sharma Atal, |
| | Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | <u>M.A. No. 2534 of 2016</u> |
| | Counter affidavit filed by respondents is taken on record. M.A. |
| | No 2534 of 2016 is disposed of. |
| | <u>O.A. No. 293 of 2015</u> |
| | Ld. Counsel for the applicant may file rejoinder affidavit within |
| | four weeks. |
| | List the case on 02.05.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 178 of 2016

Kushal Yadav

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| Registry | 23.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: None for the applicant. Dr. Shailendra Sharma Atal, |
| | Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | None appeared for the applicant. |
| | Lawyers are abstaining from Court work today. |
| | Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is |
| | present. |
| | List the case on 03.05.2017 for orders. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 274 of 2016

Rajendra Prasad Singh

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>23.01.2017</u> |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> |
| | Present: None for the applicant Shri V.D.S. Vata I.d. Coursel |
| | Present : None for the applicant. Shri V.P.S. Vats, Ld. Counsel |
| | for the respondents assisted by Col Kamal Singh, OIC Legal Cell. |
| | As prayed by Shri V.P.S. Vats, Ld. Counsel for the |
| | respondents, six weeks' further time is granted to file counter affidavit. |
| | Rejoinder affidavit may be filed by the applicant within two weeks |
| | thereafter. |
| | List the case on 02.05.2017 for orders. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) |
| | Member (A) Member (J) |

O.A. No. 41 of 2015

Paramjit Singh

Applicant

Respondents

By Legal Practitioner for the Applicant

••

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : None for the applicant. Shri G.S. Sikarwar, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | None appeared for the applicant since lawyers are abstaining |
| | from Court work today. |
| | Shri G.S. Sikarwar, Ld. Counsel for the respondents is present. |
| | List the case on 02.02.2017 for further hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 34 of 2010 with M.A. No. 547 of 2016 & M.A. No. 136 of 2017

Vinay Kumar

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 23.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: None for the petitioner. Shri Asheesh Agnihotri, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | <u>M.A. No. 547 of 2016</u> |
| | Supplementary affidavit filed by Ld. Counsel for the petitioner is |
| | taken on record. M.A. No. 547 of 2016 is disposed of. |
| | <u>M.A. No. 136 of 2017</u> |
| | Destruction certificate filed by Shri Asheesh Agnihotri, Ld. |
| | Counsel for the respondents through affidavit is taken on record. |
| | M.A. No. 136 of 2017 is disposed of. |
| | <u>T.A. No. 34 of 2010</u> |
| | List the case on 06.02.2017 for further hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall produce |
| | original documents pertaining to the case for perusal of the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and list |
| | of events. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 970 of 2010 with T.A. No. 209 of 2009 (Decided alongwith O.A. No. 239 of 2012)

Rajput Chandrapal Singh

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : None for the petitioner. Shri D.K. Pandey, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | As prayed by Shri D.K. Pandey, Ld. Counsel for the |
| | respondents a week's further time is granted to file summary of |
| | evidence in terms of earlier order. |
| | List the case on 27.02.2017 for further hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall produce |
| | original documents pertaining to the case for perusal of the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and list |
| | of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 108 of 2011

Smt Geeta Rawat & Ors

Petitioners

Respondents

By Legal Practitioner for the Petitioners

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|----------|--|
| the | |
| Registry | 22.04.2047 |
| | 23.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: None for the petitioners. Shri Bhanu Pratap Singh, |
| | Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | List the case for further hearing on 16.02.2017 in Circuit Bench, |
| | Nainital. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 88 of 2013

Birender Kumar

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Decistry | |
| Registry | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : None for the petitioner. Shri Anurag Mishra, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | None appeared for the petitioner since lawyers are abstaining |
| | from Court work today. |
| | As prayed by Shri Anurag Mishra, Ld. Counsel for the |
| | respondents, list the case on 09.02.2017 for further hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 123 of 2010 with M.A. No. 2232 of 2016 & M.A. No. 2443 of 2016

Durgawati Singh

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> |
| | Present : None for the applicant. Shri G.S. Sikarwar, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | Shri G.S. Sikarwar, Ld. Counsel for the respondents prays for |
| | and is granted a week further time to file summary of evidence. |
| | List the case on 20.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 239 of 2012 with T.A. No. 970 of 2010

Ram Roop Singh

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|-----------------|--|
| the Registry | |
| | 23.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri Indu Prakash Singh, Ld. Counsel for the |
| | petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the |
| | respondents assisted by Col Kamal Singh, OIC Legal Cell. |
| | As prayed by Ld. Counsel for the petitioner, list the case on |
| | 10.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 200 of 2013

Dinesh Kumar

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|----------|---|
| the | |
| Registry | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : None for the applicant. Shri Amit Sharma, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | None appeared for the applicant since lawyers are abstaining |
| | from Court work today. |
| | As prayed by Shri Amit Sharma, Ld. Counsel for the |
| | respondents, list the case on 08.03.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 173 of 2016

Mohan Singh

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|----------|--|
| the | |
| Registry | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : None for the applicant. Shri Amit Sharma and Shri |
| | DS Tiwari, Ld. Counsel for the respondents assisted by Col Kamal |
| | Singh, OIC Legal Cell. |
| | None appeared for the applicant since lawyers are abstaining |
| | from Court work today. |
| | As prayed by Shri Amit Sharma, Ld. Counsel for the |
| | respondents, two weeks' time is granted to file counter affidavit. |
| | Rejoinder affidavit may be filed by Ld. Counsel for the applicant within |
| | next two weeks. |
| | List the case on 03.05.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

R.A. No 29 of 2016 Inre O.A. No. 73 of 2011

Om Prakash Rai

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| Registry | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: None for the applicant. Col Kamal Singh, OIC Legal |
| | Cell for the respondents. |
| | None appeared for the applicant since lawyers are abstaining |
| | from Court work today. |
| | OIC Legal Cell appeared for the respondents. |
| | As prayed, list the case on 08.05.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Respondents

T.A. No. 208 of 2010

Gopal Pandey

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 23.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> |
| | Present: None for the petitioner. Dr. Shailendra Sharma Atal, |
| | Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | None appeared for the petitioner since lawyers are abstaining |
| | from Court work today. |
| | Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is |
| | present. |
| | List the case on 21.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No. 983 of 2010

Ajit Singh

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Fellionei

Versus

Union of India & Ors

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>23.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: None for the petitioner. Dr. Shailendra Sharma Atal, |
| | Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | None appeared for the petitioner since lawyers are abstaining |
| | from Court work today. |
| | Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is |
| | present. |
| | List the case on 21.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

T.A. No. 82 of 2012 with M.A. No. 116 of 2016

Mahavir Singh Rawat

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>23.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Ton bie An Marshar Ann onopra, Member (A) |
| | Present : None for the petitioner. Shri R.K.S. Chauhan, Ld. |
| | Counsel for the respondents assisted by Col Kamal Singh, OIC Legal |
| | Cell. |
| | None appeared for the petitioner since lawyers are abstaining |
| | from Court work today. |
| | Shri R.K.S. Chauhan, Ld. Counsel for the respondents is |
| | present. |
| | List the case on 23.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

T.A. No 103 of 2012

Sita Ram

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 23.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: None for the petitioner. Dr. Shailendra Sharma Atal, |
| | Ld. Counsel for the respondents assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | None appeared for the petitioner since lawyers are abstaining |
| | from Court work today. |
| | Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is |
| | present. |
| | List the case on 23.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

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

Court No. 1 (List A)

Ruhul Amin

By Legal Practitioner for the Applicant Versus

Applicant

Respondents

Union of India & Others By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Yogendra Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell. Subject to maintainability, we admit the O.A. and permit the respondents to file counter affidavit within six weeks. Rejoinder affidavit may be filed within two weeks thereafter. List the case on 28.04.2017 for orders alongwith identical O.A. bearing No 145 of 2016. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

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

Court No. 1 (List A)

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 |
|-----------------------------|---|
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present: Shri R. Chandra, Ld. Counsel for the applicant |
| | and Dr. Shailendra Sharma Atal, Ld. Counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | List on 01.02.2017 to enable Ld. Counsel for the |
| | respondents to show cause why the O.A. may not be admitted. |
| | The respondents shall produce the discharge order, if any, |
| | on next date of listing. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) 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. 26 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 |
|-----------------------------|--|
| | 20.01.2017 Hon'ble Mr. Justice D.B. Singh Member (1) |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri Shailendra Kumar Singh, Ld. Counsel for |
| | the applicant and Dr. Chet Narain Singh, Ld. Counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | We have heard Shri Shailendra Kumar Singh, Ld. Counsel |
| | for the applicant and Dr. Chet Narain Singh, Ld Counsel |
| | appearing the respondents. |
| | Grievance of the applicant is that the matter with regard to |
| | retention/extension in service is pending. It is submitted that |
| | applicant's retention has already been approved but the matter is |
| | pending with the Ministry of Defence. |
| | List the case on 30.01.2017 for orders. |
| | Meanwhile respondents shall obtain instructions/file |
| | counter affidavit as to what decision has been taken with regard |
| | to applicant's retention in service. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

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

> M.A. No. 115 of 2017 with M.A. No. 124 of 2017 In re T.A. No. 115 of 2011

Union of India & Ors

Applicant-respondents

By Legal Practitioner for the Applicant-respondents

Versus

Respondent-Petitioner

Hyder Shah By Legal Practitioner for Respondent-Petitioner

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri D.K. Pandey, Ld. Counsel for the applicant- respondents assisted by Col Kamal Singh, OIC Legal Cell and Shri R. Chandra, Ld. Counsel for the respondent-petitioner. <u>M.A. No. 115 of 2017</u> Ld. Counsel for the applicant-respondents does not press the application since order has already been passed on 19.01.2017. Application is rejected as not pressed. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

Shiv Murat Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others By Legal Practitioner for Respondents Respondents

| | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present :Shri Rohit Kumar, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. It is submitted by Ld. Counsel for the respondents as well as OIC Legal Cell that Govt sanction and the PPO require certain correction and the matter has again been sent to the Govt of India. It is submitted that corrected order is likely to be received within four weeks. As prayed, list the case on 20.02.2017 for orders. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

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

M.A. No. 117 of 2017 In re O.A. No. 265 of 2014

Abhishek Pandey

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 |
|-----------------------------|--|
| | 20.01.2017 Hon'hio Mr. Justice D.B. Singh Member (1) |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri T.N. Tiwari, Ld. Counsel for the applicant and |
| | Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Wg |
| | Cdr Sardul Singh, OIC Legal Cell. |
| | <u>M.A. No. 117 of 2017</u> |
| | This is an application for recall of order dated 22.12.2016 |
| | dismissing the O.A. for non prosecution. |
| | Cause shown is sufficient. |
| | Order dated 22.12.2016 dismissing the O.A. for non prosecution is |
| | recalled subject to payment of Rs 500/- as costs which shall be |
| | remitted to the Bar Association, Armed Forces Tribunal, Lucknow |
| | Cost shall be deposited within a week. |
| | O.A shall be restored to its original number subject to |
| | production of receipt indicating payment of cost by Ld. Counsel for the |
| | applicant. |
| | List this case on 07.04.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

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

M.A. No. 126 of 2017 In re Dy No. 2052 of 2016

Ramesh Chand

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | <u>20.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri V.S. Chauhan, Ld. Counsel for the applicant |
| | and Shri G.S. Sikarwar, Ld. Counsel for the respondents, |
| | assisted by Col Kamal Singh, OIC Legal Cell. |
| | As prayed by Shri G.S. Sikarwar, Ld. Counsel for the |
| | respondents, four weeks' time is granted to file objection to |
| | application for recall of order dated 10.01.2017. |
| | Ld. Counsel for the applicant shall have two weeks' |
| | thereafter to file replication. |
| | List the case on 05.05.2017 for orders. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

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

T.A. No. 89 of 2013

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 20.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri V.K. Pandey, Ld. Counsel for the petitioner |
| | and Shri Anurag Mishra, Ld. Counsel for the respondents, |
| | assisted by Col Kamal Singh, OIC Legal Cell. |
| | Affidavits have been exchanged. |
| | Admit. |
| | List on 07.04.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of events. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

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

EX-A. No. 185 of 2016 In re T.A. No. 1481 of 2010

Rustam Singh

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

Union of India & Others By Legal Practitioner for Respondents Respondents

| | Orders of the Tribunal |
|-----------------|--|
| the Registry | |
| | <u>20.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present: Shri Shani Pratap Singh, Ld. Counsel for the |
| | petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | Ld. Counsel for the respondents/OIC Legal Cell have |
| | provided the format of different form which requires to be filled by |
| | the petitioner to Ld. Counsel for the petitioner. |
| | The petitioner shall send the same properly filled in to the |
| | appropriate authority within two weeks from today. |
| | Thereafter the respondents shall issue PPO within a month |
| | from the date of receipt of the forms duly filled in. |
| | List the case on 03.03.2017 for orders. |
| | |
| | |
| | (Air Marshal Anil Chopra)(Justice D.P. Singh)Member (A)Member (J) |

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

EX-A. No. 246 of 2016 with R.A. No. 102 of 2016 In re O.A. No. 299 of 2011

Vishal Singh Chauhan By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others By Legal Practitioner for Respondents Respondents

| Notes of | Orders of the Tribunal |
|-----------------|---|
| the Registry | |
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Virat Anand Singh, Ld. Counsel for the |
| | applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents |
| | assisted by Maj Soma John, OIC Legal Cell for the respondents. |
| | OIC Legal Cell informs that Shri Yogesh Kesarwani, Ld. |
| | Counsel for the respondents is not attending Court because of |
| | demise of his mother. |
| | Ld. Counsel Shri V.P.S. Vats appeared as Ld. Counsel for |
| | the respondents. |
| | As prayed, list the case on 10.02.2017 for orders. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

M.A. No. 49 of 2016 In re O.A. No. Nil of 2016

Surender Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Respondent

| Orders of the Tribunal |
|---|
| 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| Present : Shri S.G. Singh, Ld. Counsel for the applicant |
| and Shri Asheesh Agnihotri, Ld. Counsel for the respondents |
| assisted by Maj Soma John, OIC Legal Cell. |
| As prayed by Ld. Counsel for the applicant, two weeks' |
| further time is granted to file reply to the objection on application |
| for condonation of delay filed by the respondents. |
| List the case on 06.02.2017 for orders. |
| (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |
| |

M.A. No. 1865 of 2016 with M.A. No. 1866 of 2016 & M.A. No. 132 of 2017 In re T.A. No. 1001 of 2010

Gopal Singh Danu

By Legal Practitioner for the Petitioner

Petitioner

Versus

Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri R. Chandra, Ld. Counsel for the petitioner and |
| | Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | <u>M.A. No. 132 of 2017</u> |
| | Reply filed by Ld. Counsel for the petitioner is taken on record. |
| | M.A. No. 132 of 2017 is disposed of. |
| | M.A. No. 1865 of 2016 |
| | This is an application for condonation of delay in filing the |
| | restoration application. The delay seems to have been caused on |
| | account of negligence on the part of the counsel. |
| | Cause shown is sufficient. |
| | Order dated 18.11.2014 is recalled and the petition is restored |
| | to its original number. |
| | Admit. |
| | Affidavits have been exchanged. |
| | List the case on 03.03.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of the |
| | Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, and |
| | list of events. |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 64 of 2011 with M.A. No. 2403 of 2016 & M.A. No. 133 of 2017

Vijay Kumar

By Legal Practitioner for the Applicant

Applicant

Versus

Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|--|
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri V.K. Pandey, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell. <u>M.A. No. 133 of 2017</u> Rejoinder affidavit filed by Ld. Counsel for the applicant is taken on record. M.A. No. 133 of 2017 is disposed of. <u>O.A. No. 64 of 2011</u> Affidavits have been exchanged. Admit. List the case on 21.02.2017 for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to the case for perusal of the Bench. Ld. Counsel for the parties may submit/exchange synopsis, and list of events. (Air Marshal Anil Chopra) Member (A) (Justice D.P. Singh) Member (J) |

T.A. No. 11 of 2012 with M.A. No. 2347 of 2015

Krishan Lal

Petitioner

By Legal Practitioner for the Petitioner

Versus

Respondents

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 20.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : Shri Shailendra Kumar Singh, Ld. Counsel for the |
| | petitioner and Shri Ashish Saxena, Ld. Counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | As prayed by Ld. Counsel for the respondents, list the case |
| | on 03.02.2017 for further hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of events. |
| | |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J) |

O.A. No. 122 of 2011

Sanjay Kumar Verma

Applicant

By Legal Practitioner for the Applicant

Versus

Respondent

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | <u>20.01.2017</u> |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | |
| | Present : None for the applicant. Shri G.S. Sikarwar, Ld. |
| | Counsel for the respondents, assisted by Col Kamal Singh, OIC |
| | Legal Cell. |
| | We have been informed that Ld. Counsel Shri K.K.S. Bisht |
| | is not attending Court today. |
| | As prayed on his behalf, list the case on 03.02.2017 for |
| | hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) 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. 141 of 2012

Smt. Rekha

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others By Legal Practitioner for Respondents Respondents

| Notes of the | Orders of the Tribunal |
|--------------|---|
| Registry | |
| | 20.01.2017 |
| | Hon'ble Mr. Justice D.P. Singh, Member (J) |
| | Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri Nishant Verma, Ld. Counsel for the |
| | applicant and Shri Asheesh Agnihotri, Ld. Counsel for the |
| | respondents, assisted by Col Kamal Singh, OIC Legal Cell. |
| | List on 03.02.2017 for hearing as prayed by Ld. Counsel |
| | for the applicant. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) 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. 492 of 2012 with M.A. No. 23 of 2017

Bans Raj Pal

Applicant

Respondents

By Legal Practitioner for the Applicant

Versus

| Notes of the | Orders of the Tribunal |
|--------------|--|
| Registry | |
| | 20.01.2017 |
| | <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> Hon'ble Air Marshal Anil Chopra, Member (A) |
| | TION DIE All Marshal Ann Chopra, Member (A) |
| | Present : Shri Shri Kant Mishra, Ld. Counsel for applicant |
| | and Col Kamal Singh, OIC Legal Cell for the respondents. |
| | On account of demise of mother of Shri Yogesh |
| | Kesarwani, Ld. Counsel for the respondents, he is not attending |
| | Court today. |
| | As prayed by OIC Legal Cell, list the case on 03.02.2017 |
| | for hearing. |
| | On the date fixed, Ld. Counsel for the Respondents shall |
| | produce original documents pertaining to the case for perusal of |
| | the Bench. |
| | Ld. Counsel for the parties may submit/exchange synopsis, |
| | and list of events. |
| | |
| | (Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) 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. 1036 of 2010

Jasawant Singh

Petitioner

Respondents

By Legal Practitioner for the Petitioner

Versus

| Notes of the Registry | Orders of the Tribunal |
|-----------------------------|---|
| | 20.01.2017 Hon'ble Mr. Justice D.P. Singh, Member (J) Hon'ble Air Marshal Anil Chopra, Member (A) |
| | Present : Shri S.K. Mishra, Ld. Counsel for petitioner and Dr. Chet Narain Singh assisted by Col Kamal Singh, OIC Legal Cell. |
| | Ld. Counsel for the petitioner seeks adjournment of the case which is vehemently opposed by Dr. Chet Narain Singh, Ld. Counsel for the respondents. However in the interest of justice and keeping in view the fact that Ld. Counsel for the petitioner is not prepared with the case, we adjourn the case for the day. List the case on 03.02.2017 for hearing. On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to the case for perusal of |
| | the Bench. Ld. Counsel for the parties may submit/exchange synopsis, and list of events. (Air Marshal Anil Chopra) Member (A) (Justice D.P. Singh) Member (J) |