ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No. 1</u> (Suppl. No. 1)

O.A. No. 93 of 2025 with M.A. No. 110 of 2025

Ex Nk Sunder Singh Applicant

By Legal Practitioner for the Applicant: Shri K K Misra, Advocate

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents: Shri Rajiv Pandey, Advocate

Notes of the	Orders of the Tribunal	
Registry		
	29.01.2025	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. Memo of Appearance filed by Shri Rajiv Pandey, Advocate on behalf of	
	the respondents is taken on record. His name be shown as Counsel for the	
	respondents when the case is listed next.	
	2. Heard Shri K K Misra, Ld. Counsel for the applicant and Shri Rajiv	
	Pandey, Ld. Counsel for the respondents and perused the record.	
	3. There is delay of more than 9 years in filing Original Application.	
	4. Learned counsel for the respondents has raised objection regarding	
	none availing alternative remedy as provided in the Act. He prays for and is	
	granted two weeks time to seek instruction and file objection.	
	5. List on 25.03.2025 .	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

<u>Court No. 1</u> (SI. No. 1)

Ex-A. No. 52 of 2023 Inre: O.A. No. 151 of 2017 alongwith Ex-A No. 42 of 2021

Manish Shukla Applicant By Legal Practitioner for the Applicant : Shri S N Singh Gaherwar, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

Notes of	Orders of the Tribunal	
the		
Registry		
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	Tion bie viee Admirai Atai Ramai Gam, Weinber (A)	
	1. On the case being taken up for hearing Shri S N Singh Gaherwar, Ld.	
	Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the	
	respondents are present.	
	2. It is second execution application (Ex. A. No. 52 of 2023) filed by the	
	applicant for execution of order dated 05.03.2021 passed in O.A. No. 151 of	
	2017. First execution application No. 42 of 2021 was disposed of by this	
	Tribunal vide order dated 11.08.2022.	
	3. Objection has been filed by the respondents on second execution	
	application.	
	4. It is submitted that first execution application was disposed of finally by	
	the order dated 11.08.2022 in full satisfaction.	
	5. Supplementary affidavit has also been filed by the applicant in support	
	of his execution application. Reply has been filed by the respondents.	
	6. Heard learned counsel for the parties and perused the record.	
	7. Learned counsel for the applicant submits that order under	
	implementation has not been complied with and at the time of disposal of first	
	execution application, he was not heard. Opportunity to file objection was also	
	not granted to the applicant.	
	8. First execution application No. 42/2021 was disposed of on 11.08.2022	
	by the following order :-	
	"On the case being taken up for hearing no one is present on behalf of	
	the applicant.	
	Affidavit of compliance filed by the respondents is taken on record.	
	Shri Ashish Kumar Singh, Ld. Counsel for the respondents assisted by	
	Shri Rajeev Tiwari, Accounts Officer, PCDA (P) Prayagraj is present and he	

submits that order in execution has been fully complied with.

Copy of PPO has been filed along with affidavit of compliance filed by the respondents.

On perusal of the PPO it appears that it is as per order dated 05.03.2021 of this Tribunal in Original Application No. 151 of 2017. The order thus seems to have been complied with.

Accordingly, Execution Application is dismissed being infructuous."

- 9. On perusal of the order dated 11.08.2022 passed in first execution application, it is very clear that applicant was not present on that date and objection was also not invited on compliance affidavit. It has been mentioned in the order that it seems to be order has been complied with.
- 10. Second execution application is not barred by principles of resadjudicate also because order passed in first execution application was without inviting objection and hearing the applicant.
- 11. Therefore, objection filed by the respondents on second execution application is set aside.
- 12. Learned counsel for the respondents is directed to seek instruction and file affidavit regarding compliance of the order passed in Original Application.
- 13. List on **17.04.2025**.

(Vice Admiral Atul Kumar Jain) Member (A) (Justice Anil Kumar) Member (J)

SB

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No.2)

Ex-A. No.425 of 2023 Inre: O.A. No. 171 of 2023

Ex L/NK Jeewan Singh Applicant

By Legal Practitioner for the Applicant: Shri V P Pandey, Advocate

Shri R K Singh, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri V P Pandey, Ld. Counsel	
	for the applicant is present through virtual mode. Dr. Gyan Singh, Ld. Counsel	
	for the respondents is present before the court.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents submits that Writ Petition has	
	already been filed against the order of this Tribunal before the Hon'ble High	
	Court in which stay order has been granted.	
	4. Learned counsel for the respondents further submitted that stay order is	
	still good.	
	5. Since there is stay order of the Hon'ble High Court, list this case on	
	19.05.2025.	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 3)

Ex-A. No. 494 of 2023 Inre O.A. No. 365 of 2023

Ex Hav Pawar Sandeep Shivaji

Applicant

By Legal Practitioner for the Applicant: Shri K K S Bisht, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Ms. Deepti Prasad Bajpai, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri K K S Bisht, Ld. Counsel for	
	the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present through virtual mode.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents submits that Writ Petition is to be	
	filed against the order of this Tribunal before the Hon'ble High Court.	
	4. Learned counsel for the respondents prays for and is granted four	
	weeks further time on payment of additional cost of Rs. 10,000/- to file	
	compliance affidavit/stay order, if any.	
	5. Respondents are directed to deposit all the cost due against them till	
	next date of listing.	
	6. Respondents are also directed to file affidavit regarding present status	
	of this execution case till next date of listing.	
	7. List on 20.05.2025 .	
	8. Let copy of order be provided to learned counsel for the	
	respondents/AFT Legal Cell for compliance.	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 4)

Ex-A. No. 500 of 2023 Inre: O.A. No. 60 of 2023

Col. (TS) Vivek Sarpal (Retd) Applicant

By Legal Practitioner for the Applicant: Shri Raj Kumar Mishra, Advocate

Shri Pradeep Kumar Mishra, Advocate

Ms. Upasna Mishra, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Ms. Deepti Prasad Bajpai, Advocate

Notes of the	Orders of the Tribunal	
Registry		
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri Raj Kumar Mishra, Ld.	
	Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the	
	respondents are present through virtual mode.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents submits that Writ Petition is to be	
	filed against the order of this Tribunal before the Hon'ble High Court.	
	4. Learned counsel for the respondents prays for and is granted four	
	weeks further time on payment of additional cost of Rs. 10,000/- to file	
	compliance affidavit/stay order, if any.	
	5. Respondents are directed to deposit all the cost due against them till	
	next date of listing.	
	6. Respondents are also directed to file affidavit regarding present status	
	of this execution case till next date of listing.	
	7. List on 20.05.2025 .	
	8. Let copy of order be provided to learned counsel for the	
	respondents/AFT Legal Cell for compliance.	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)	
	Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 5)

Ex-A. No. 119 of 2024 Inre: O.A. No. 94 of 2023

Ex Sub Yogendra Yadav

Applicant

By Legal Practitioner for the Applicant :Shri Manoj Kumar Awasthi, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri J N Mishra, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri J N Mishra, Ld. Counsel for the respondents are present. 2. Compliance affidavit has not been filed. 3. Learned counsel for the respondents submits that Writ Petition has been filed against the order of this Tribunal before the Hon'ble High Court which is yet to be listed. 4. Learned counsel for the respondents prays for and is granted four weeks further time on payment of additional cost of Rs. 10,000/- to file compliance affidavit/stay order, if any. 5. Respondents are directed to deposit all the cost due against them till next date of listing. 6. Respondents are also directed to file affidavit regarding present status of this execution case till next date of listing. 7. List on 21.05.2025. 8. Let copy of order be provided to learned counsel for the respondents/AFT Legal Cell for compliance.	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 6)

Ex-A. No. 120 of 2024 Inre: O.A. No. 1001 of 2022

Ex Nk Harish Chandra Joshi Applicant

By Legal Practitioner for the Applicant: Shri Manoj Kumar Awasthi, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Shri R K S Chauhan, Advocate

Notes of the Registry	Orders of the Tribunal	
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J)	
	Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld.	
	Counsel for the applicant and Shri R K S Chauhan, Ld. Counsel for the	
	respondents are present.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents submits that Writ Petition has been	
	filed against the order of this Tribunal before the Hon'ble High Court.	
	4. Learned counsel for the respondents prays for and is granted four	
	weeks further time on payment of additional cost of Rs. 10,000/- to file	
	compliance affidavit/stay order, if any.	
	5. Respondents are directed to deposit all the cost due against them till	
	next date of listing.	
	6. Respondents are also directed to file affidavit regarding present status	
	of this execution case till next date of listing.	
	7. Learned counsel for the respondents submits that cost of Rs. 6000/- has	
	been deposited in the Registry on 09.01.2025. Cost so deposited shall be	
	remitted to the applicant.	
	8. List on 21.05.2025 .	
	9. Let copy of order be provided to learned counsel for the	
	respondents/AFT Legal Cell for compliance.	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

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

Court No. 1 (Sl. No. 7)

Ex-A. No. 385 of 2024 Inre: O.A. No. 600 of 2023

Ex Nk (TS) Mujavar Habib Husen

Applicant

By Legal Practitioner for the Applicant: Shri Vinay Pandey, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri J N Mishra, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel	
	for the applicant is present through virtual mode. Shri J N Mishra, Ld. Counsel	
	for the respondents is present before the court.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents prays for and is granted four	
	weeks further time, as last opportunity, to file compliance affidavit.	
	4. Respondents are also directed to file affidavit regarding present status	
	of this execution case till next date of listing.	
	5. List on 22.05.2025 .	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)	
	Member (A) Member (J) SB	

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (Sl. No. 8)

Ex-A. No. 386 of 2024 Inre: O.A. No. 855 of 2023

Gp Capt Sanjeev Kumar Singh Applicant

By Legal Practitioner for the Applicant: Shri Raj Kumar, Advocate

Shri Vinay Pandey, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Ms. Amrita Chakraborty, Advocate

Notes of the	Orders of the Tribunal		
Registry			
	Hon'	l <u>.2025</u> ble Mr. Justice Anil Kumar, Member (J) ble Vice Admiral Atul Kumar Jain, Memb	oer (A)
	1.	On the case being taken up for hearing	Shri Vinay Pandey, Ld. Counsel
	for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respon		d. Counsel for the respondents
	are present through virtual mode.		
	2.	Compliance affidavit has not been filed.	
	3.	Learned counsel for the respondents	prays for and is granted four
	week	s further time, as last opportunity, to file co	mpliance affidavit.
	4.	Respondents are also directed to file af	fidavit regarding present status
	of this	s execution case till next date of listing.	
	5.	List on 22.05.2025 .	
	(Vi	ce Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 9)

Ex-A. No. 387 of 2024 Inre: O.A. No. 1406 of 2023

Ex Nb Sub Munna Prasad SinghApplicant

By Legal Practitioner for the Applicant: Shri Dwijendra Nath Pandey, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Dr. Chet Narayan Singh, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	 On the case being taken up for hearing Shri Dwijendra Nath Pandey, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents are present. Compliance affidavit has not been filed. Learned counsel for the respondents prays for and is granted four weeks further time, as last opportunity, to file compliance affidavit. Respondents are also directed to file affidavit regarding present status of this execution case till next date of listing. List on 23.05.2025. 	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 10)

Ex-A. No. 389 of 2024 Inre: O.A. 309 of 2023

Ex Sub Rajendra Prasad Applicant

By Legal Practitioner for the Applicant: Shri Rahul Pal, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Rajeev Narayan Pandey, Advocate

Notes of the	Orders of the Tribunal	
Registry		
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	Tion ble vice Admiral Atal Kumai Sam, Wember (A)	
	1. On the case being taken up for hearing Shri Rahul Pal, Ld. Counsel for	
	the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the	
	respondents are present through virtual mode.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents prays for and is granted four	
	weeks further time, as last opportunity, to file compliance affidavit.	
	4. Respondents are also directed to file affidavit regarding present status	
	of this execution case till next date of listing.	
	5. List on 23.05.2025 .	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 11)

Ex-A. No. 390 of 2024 Inre: O.A. No. 416 of 2023

Ex Hav Vijay Kumar Singh Applicant

By Legal Practitioner for the Applicant: Shri Rahul Pal, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Shri R K S Chauhan, Advocate

Notes of the	Orders of the Tribunal	
Registry		
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	Tion ble vice Admiral Atal Ramai Sam, Weinber (A)	
	1. On the case being taken up for hearing Shri Rahul Pal, Ld. Counsel for	
	the applicant and Shri R K S Chauhan, Ld. Counsel for the respondents are	
	present through virtual mode.	
	2. Compliance affidavit has not been filed.	
	3. Learned counsel for the respondents prays for and is granted four	
	weeks further time, as last opportunity, to file compliance affidavit.	
	4. Respondents are also directed to file affidavit regarding present status	
	of this execution case till next date of listing.	
	5. List on 23.05.2025 .	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 12)

O.A. No. 1104 of 2023

Ex Hav Vimal Kumar Applicant

By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

Shri Girish Tiwari, Advocate

Shri Dheerendra Kumar Agnihotri, Advocate

Shri Sandeep Tripathi, Advocate Shri Vishnu Kant Awasthi, Advocate

Versus

Union of India & Others

	India & Others Respondents
	Practitioner for Respondents: Ms. Deepti Prasad Bajpai, Advocate
	Orders of the Tribunal
the	
Registry	20.04.2025
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J)
	Hon'ble Vice Admiral Atul Kumar Jain, Member (A)
	1. List revised.
	2. On the case being taken up for hearing Shri Manoj Kumar Awasthi,
	Advocate holding brief of Shri Vijay Kumar Pandey, Ld. Counsel for the
	applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are
	present.
	3. This Original Application was admitted on 15.09.2023 and respondents
	were granted time to file counter affidavit. On 28.05.2024, last opportunity was
	granted to file counter affidavit but despite availing several opportunities,
	counter affidavit has not been filed.
	4. On 22.08.2024, one more last opportunity to file counter affidavit was
	granted to the respondents with rider that failing which respondents were
	directed to deposit cost of Rs. 5000/- in the registry. Thereafter, case was
	listed on 15.10.2024 and on that date too, neither counter affidavit was filed nor
	cost of Rs. 5000/- was deposited by the respondents.
	5. On last date, 15.10.2024, last opportunity was granted with condition
	that if counter affidavit is not filed on next date fixed, i.e. 29.01.2025,
	opportunity shall stand closed.
	6. Counter affidavit has not been filed today also. Opportunity to file
	counter affidavit is closed accordingly.
	7. List for final hearing on 06.03.2025 .

Respondents may file documents in support of their version till next date

(Vice Admiral Atul Kumar Jain) Member (A) (Justice Anil Kumar) Member (J)

SB

of listing.

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 13)

O.A. No. 452 of 2024

Ex Gnr Mohammad KhalidApplicant

By Legal Practitioner for the Applicant: Shri Shailendra Kumar Singh, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Shri Rajesh Shukla, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant is not present. Shri Rajesh Shukla, Ld. Counsel for the respondents is present.	
	 Counter affidavit filed on behalf of the respondents is taken on record. Learned counsel for the applicant is out of station. As prayed, the case is adjourned for the day. Rejoinder affidavit, if any, may be filed within two weeks. List for final hearing on 06.03.2025. 	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 14)

O.A. No. 556 of 2024

Ex L/ Hav Harish Chandra Singh

Applicant

By Legal Practitioner for the Applicant: Shri KKS Bisht, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

Notes of the	Orders of the Tribunal	
Registry		
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	 On the case being taken up for hearing Shri V.P. Pandey, Advocate holding brief of Shri KKS Bisht, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, through virtual mode, are present. Counter affidavit has not been filed. Learned counsel for the respondents submits that he has received parawise comments. He prays for and is granted four weeks further time to file counter affidavit. List on 23.04.2025. 	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 15)

O.A. No. 557 of 2024

MWO Veda Prakash (Retd)Applicant By Legal Practitioner for the Applicant: Shri Keshav Sharma, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Manu Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal		
		<u>01.2025</u> n'ble Mr. Justice Anil Kumar, Mem	hor (I)
		n'ble Vice Admiral Atul Kumar Jai	
	1.	On the case being taken up	or hearing Shri Keshav Sharma, Ld.
	Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the		u Kumar Srivastava, Ld. Counsel for the
	res	pondents are present through virtual	mode.
	2.	Counter affidavit filed on behalf o	f the respondents is taken on record.
	3.	Learned counsel for the applican	t is not inclined to file rejoinder affidavit.
	4.	Heard argument of learned col	unsel for the parties and perused the
	record.		
	5.	Original Application is allowed.	
	6.	Misc. Application(s), pending if a	ny, shall stand disposed of.
	SB	(Vice Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 16)

O.A. No. 558 of 2024

Ex Hav Shyam Lendu Datta

Applicant

By Legal Practitioner for the Applicant: Shri K P Datta, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Vishwesh Kumar, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	 On the case being taken up for hearing Shri K P Datta, Ld. Counsel for the applicant is present before the court. Shri Vishwesh Kumar, Ld. Counsel for the respondents is present through virtual mode. Counter affidavit filed on behalf of the respondents is taken on record. Learned counsel for the applicant is not inclined to file rejoinder affidavit. Heard argument of learned counsel for the parties and perused the record. Original Application is allowed. Misc. Application(s), pending if any, shall stand disposed of. 	
	(Vice Admiral Atul Kumar Jain) Member (A) SB (Justice Anil Kumar) Member (J)	

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 17)

O.A. No. 560 of 2024

Ex Nk Puneet Kumar Applicant

By Legal Practitioner for the Applicant: Shri K P Datta, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Arvind Kumar Pandey, Advocate

Notes of the	Orders of the Tribunal		
Registry			
	<u>29.01.2025</u>		
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)		
	Hon bie vice Admirai Atui Kumai Jam, Member (A)		
	1. On the case being taken up for hearing Shri K P Datta, Ld. Counsel for		
	the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents		
	are present.		
	2. Counter affidavit has not been filed.		
	3. Learned counsel for the respondents submits that he has prepared		
	counter affidavit which is sent for vetting. He prays for and is granted two		
	weeks further time, as last opportunity, to file counter affidavit failing which		
	opportunity to file counter affidavit shall stand closed.		
	4. List on 14.04.2025 .		
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)		

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 18)

O.A. No. 590 of 2024

Ex Nk Sadanand Yadav Applicant

By Legal Practitioner for the Applicant: Shri Sunil Kumar Singh, Advocate

Shri Vinay Pandey, Advocate

Shri Shashi Kant Chaturvedi, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Shri G S Sikarwar, Advocate

Notes of the Registry	Orders of the Tribunal		
	Hon	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1.	On the case being taken up for he	aring Shri Vinay Pandey, Ld. Counsel
	for t	he applicant and Shri G S Sikarwar,	Ld. Counsel for the respondents are
	pres	ent through virtual mode.	
	2.	Counter affidavit filed on behalf of t	he respondents is taken on record.
	3.	Learned counsel for the applicant is	s not inclined to file rejoinder affidavit.
	4.	Heard argument of learned coun	sel for the parties and perused the
	record.		
	5.	Original Application is allowed.	
	6.	Misc. Application(s), pending if any	, shall stand disposed of.
	(V SB	ice Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 19)

O.A. No. 593 of 2024

Ex Sep (ACP-II) Vikash Thapa

Applicant

By Legal Practitioner for the Applicant: Shri Parijaat Belaura, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms. Anju Singh, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	 On the case being taken up for hearing Shri R. Chandra, Advocate holding brief of Shri Parijaat Belaura, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present. Counter affidavit filed on behalf of the respondents is taken on record. Rejoinder affidavit, if any, may be filed within two weeks. List for final hearing on 15.04.2025. 	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 20)

O.A. No. 999 of 2024

Ex Sub Rameshwar Kumar Pandey

Applicant

By Legal Practitioner for the Applicant: Shri R Chandra, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms Anju Singh, Advocate

Notes of the Registry	Orders of the Tribunal	
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Membe	r (A)
	Holl ble vice Admiral Atul Kullar Jaili, Mellibe	<u> </u>
	1. On the case being taken up for hearing Sh	ri R Chandra, Ld. Counsel for
	the applicant and Ms. Anju Singh, Ld. Counsel for	the respondents are present.
	2. Counter affidavit has not been filed.	
	3. Learned counsel for the respondents sub	omits that she has prepared
	counter affidavit which is sent for vetting. She prays for and is granted two	
	weeks further time to file counter affidavit.	
	4. List on 01.04.2025 .	
	(Vice Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 21)

O.A. No. 1001 of 2024

Ex Nk Vineet KumarApplicant

By Legal Practitioner for the Applicant: Shri Rahul Dev Tripathi, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Adesh Kumar Gupta, Advocate

Notes of the Registry	Orders of the Tribunal		
		1.2025	
		<u>''ble Mr. Justice Anil Kumar, Memb</u> ''ble Vice Admiral Atul Kumar Jain	
	11011	ble vice Admiral Atdi Kumai Jam	, Member (A)
	1.	On the case being taken up for	hearing Shri Rahul Dev Tripathi, Ld.
	Cou	nsel for the applicant and Shri Ade	sh Kumar Gupta, Ld. Counsel for the
	resp	ondents are present.	
	2.	Counter affidavit filed on behalf of	the respondents is taken on record.
	3.	Rejoinder affidavit, if any, may be	filed within two weeks.
	4.	List for final hearing on 24.04.202	5.
	(V SB	/ice Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No. 1</u> (SI. No. 22)

O.A. No. 1007 of 2024 with M.A. No. 1121 of 2024

Sub Maj Awadhesh Kumar Pandey Applicant

By Legal Practitioner for the Applicant: Shri Raj Kumar Mishra, Advocate

Shri Yogesh Kumar Mishra, Advocate

Ms. Upasna Mishra, Advocate Shri Satya Narayan Mishra, Shri Abhishek Pandey, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal	
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	 On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present through virtual mode. Heard learned counsel for the parties and perused the record. On request of learned counsel for the applicant, time was granted to move amendment application which has not been moved. Learned counsel for the applicant prays for and is granted two weeks further time, as last opportunity, to move amendment application failing which this Original Application may be dismissed in non prosecution. List on 01.04.2025. 	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 23)

O.A. No. 1008 of 2024

Lt Col Ashwani Kumar (Retd) Applicant

By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate

Shri Shashi Kant Chaturvedi, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal	
	<u>29.01.2025</u>	
	Hon'ble Mr. Justice Anil Kumar, Member (J)	
	Hon'ble Vice Admiral Atul Kumar Jain, Member (A)	
	1. On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel	
	for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the	
	respondents are present through virtual mode.	
	2. Counter affidavit has not been filed.	
	3. Learned counsel for the respondents prays for and is granted four	
	weeks further time to file counter affidavit.	
	4. List on 25.04.2025 .	
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 24)

O.A. No. 71 of 2025 with M.A. No. 83 of 2025

Ex Sub Daya Ram Applicant

By Legal Practitioner for the Applicant: Ms. Upasna Mishra, Advocate

Shri Raj Kumar Mishra, Advocate Shri Pradeep Kumar Mishra, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Manu Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal				
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)				
	1. On the case being taken up for hearing Shr Raj Kumar Mishra, Ld.				
	Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents are present through virtual mode.				
	2. Heard learned counsel for the parties and perused the record.				
	3. Defects have been rectified by learned counsel for the applicant				
	4. Perusal of report of the Registry shows that there is delay more than 20				
	years in filing Original Application. Delay condonation application has been				
	filed by the applicant.				
	5. Learned counsel for the respondents prays for and is granted two weeks				
	time to seek instruction and file objection, if any, on delay condonation				
	application.				
	6. List on 13.03.2025.				
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)				

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 25)

T.A. No. 9 of 2024 with M.A. No. 41 of 2025

Ex Sigmn Omkar Singh Dhaka

Applicant

By Legal Practitioner for the Applicant: Shri Rama Kant, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Alok Kumar Mishra, Advocate

Notes of the Registry	Orders of the Tribunal			
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)			
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J)			
	Member (A) Member (J)			

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 26)

DY No. 4154 of 2024

Ex HFO Bhanu Pratap Singh Applicant

By Legal Practitioner for the Applicant: Shri Ashok Kumar, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

Notes of the	Orders of the Tribunal				
Registry					
	<u>29.01.2025</u>				
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)				
	1. Memo of appearance filed by Shri Ashish Kumar Singh on behalf of the				
	respondents No. 1 to 3 is taken on record. His name shall be shown as				
	counsel for the respondents when the case is listed next.				
	2. On the case being taken up for hearing Shri Ashok Kumar, Ld. Counsel				
	for the applicant is present through virtual mode. Shri Ashish Kumar Singh, Ld.				
	Counsel for the respondents no. 1 to 3 is present before the court.				
	3. Heard learned counsel for the parties and perused the record.				
	4. Registry has pointed out defects in this case.				
	5. Applicant is directed to rectify the defects within two weeks.				
	6. List on 04.04.2025.				
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)				

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 27)

DY. No. 4256 of 2024

Member (J)

By Legal Practitioner for the Applicant : Col A K Srivastava (Retd) , Advocate

Shri Amerendra Srivastava, Advocate

Versus

Union of India & Others

Respondents

	Legal Practitioner for Respondents: Ms. Kavita Mishra, Advocate			
Notes of the	Orders of the Tribunal			
Registry				
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A) 1. Memo of appearance filed by Ms. Kavita Mishra on behalf of the			
	respondents is taken on record. Her name shall be shown as counsel for the			
	respondents when the case is listed next.			
	2. On the case being taken up for hearing Col A K Srivastava (Retd), Ld.			
	3			
	Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the			
	respondents are present.			
	3. In this case, Registry has raised defect for non-filing of delay			
	condonation application. Since, delay condonation application has been filed			
	by the applicant, defect raised by the registry is removed.			
	4. There is delay of 01 month and 24 days in filing Original Application.			
	Delay condonation application has been filed by the applicant.			
	5. Heard learned counsel for the parties and perused the record.			
	6. Learned counsel for the applicant submits that delay caused in filing of			
	Original Application is not deliberate, but on account of reasons stated in			
	affidavit filed in support of application.			
	7. We are of the view that ground shown in affidavit filed in support of			
	application is sufficient. Delay condonation application is allowed and delay in			
	filing application is condoned. Delay condonation application stands disposed			
	of.			
	8. This Original Application has been filed for grant of disability element.			
	9. Matter needs adjudication.			
	10. Admit.			
	11. Learned counsel for the respondents is granted four weeks time to file			
	counter affidavit. Rejoinder Affidavit, if any, may be filed within two weeks			
	thereafter.			
	12. Registry is directed to allot O.A. number to this case and list on			
	30.04.2025.			
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar)			

Member (A)

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 28)

O.A. No. 268 of 2021

Ram Kumar Yadav Applicant

By Legal Practitioner for the Applicant: Shri Vinay Pandey, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Shri G S Sikarwar, Advocate

Notes of the Registry	Orders of the Tribunal			
		<u>1.2025</u>		
	Hon'ble Mr. Justice Anil Kumar, Member (J)			
	Hon	ble Vice Admiral Atul Kumar Jain	Member (A)	
	1.	On the case being taken up for he	earing Shri Vinay Pandey, Ld. Counsel	
	for the applicant and Shri G S Sikarwar, Ld. Counsel for the respondent			
	pres	ent through virtual mode.		
	2.	On request of learned counsel fo	r the applicant, the case is adjourned	
	for the day.			
	3.	List on 27.05.2025 .		
	(V SB	ice Admiral Atul Kumar Jain) Member (A)	(Justice Anil Kumar) Member (J)	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (Sl. No. 29)

O.A. No. 187 of 2023

Ex COM –I (Tel) Satyaban Sahoo

Applicant

By Legal Practitioner for the Applicant: Shri Manish Kumar Rai, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Rajiv Pandey, Advocate

Notes of the Registry	Orders of the Tribunal			
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)			
	 On the case being taken up for hearing Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present. Learned counsel for the respondents was granted time to file reply which has not been filed. Learned counsel for the respondents prays for and is granted two weeks further time, as last opportunity, to file reply. List on 09.04.2025. 			
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)			

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 30)

O.A. No. 571 of 2023

Ex Hav Karna Bahadur Basnet Applicant

By Legal Practitioner for the Applicant: Shri Dharmesh Sinha, Advocate

Shri Krishna Kumar Seth, Advocate

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal				
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)				
	 On the case being taken up for hearing none is present for the applicant. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present through virtual mode. On request made on behalf of the learned counsel for the applicant, the case is adjourned. List on 16.04.2025. 				
	(Vice Admiral Atul Kumar Jain) (Justice Anil Kumar) Member (A) Member (J)				

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No. 1 (SI. No. 32)

O.A. No. 1238 of 2023

Ex Sigmn (Dvr MT) Subhash Chand Applicant

By Legal Practitioner for the Applicant: Shri K K Misra, Advocate

Versus

Union of India & Others Respondents

By Legal Practitioner for Respondents: Shri Bipin Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal			
	29.01.2025 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Vice Admiral Atul Kumar Jain, Member (A)			
	 On the case being taken up for hearing Shri K K Misra, Ld. Counsel of the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents a present. Heard arguments of learned counsel for the parties. On request of learned counsel for the applicant, the case is adjourned for the day. List for hearing on 22.04.2025 as part-heard case. 			
	(Vice Admiral Atul Kumar Jain) Member (A) (Justice Anil Kumar) Member (J)			