

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Supl. No. 1)

O.A. (A) No. 1415 of 2023 with M.A. No. 2050 of 2023

Gnr (TA) Abhishek Kumar Mishra through Pairokar Appellant
By Legal Practitioner for the Appellant: Shri Manoj Kumar Awasthi
and Shri Prateek Mishra, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name shall be shown as counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Ld. Counsel for the appellant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>3. This appeal has been filed under Section 15 of the Armed Forces Tribunal Act, 2007 challenging sentence and order dated 03.08.2023 passed by GCM.</p> <p>4. Learned counsel for the respondents prays for and is allowed two weeks time to file objection, if any. Objection, if any, on interim relief sought by learned counsel for the appellant may also be filed by next of listing.</p> <p>5. List on 09.01.2024.</p> <p>(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p>(Justice Anil Kumar) Member (J)</p>

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

DY-No. 3890 of 2023 Inre O.A. No. 202 of 2021

Smt Kanti Agnihotri, M/o Late Ex AC Mayank Agnihotri Applicant
By Legal Practitioner for the Applicant: Wg Cdr Ajit Kakkar (Retd)

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Rajesh Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Rajesh Shukla, Advocate on behalf of the respondents is taken on record. His name shall be shown as counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Advocate holding brief of Wg Cdr Ajit Kakkar (Retd), Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondent No 1 to 5 are present.</p> <p>3. This application has been filed under Section 16 (2) of the Armed Forces Tribunal Act, 2007 for restoration of O.A. No. 202 of 2021.</p> <p>4. Learned counsel for the respondents prays for and is allowed two weeks time to file objection.</p> <p>5. List on 03.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Supl. No. 3)

M.A. No. 2038 of 2023 with M.A. No. 2039 of 2023 Inre O.A.(A). No. 175 of 2019
Union of India & Others Applicant-respondents
By Legal Practitioner for the Applicant: Shri Asheesh Agnihotri, Advocate

Versus

Ex Sep Shanker Dutt Bhatt Respondent-Applicant
By Legal Practitioner for Respondents: Shri..., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Heard Shri Asheesh Agnihotri, learned counsel for the Applicants-Respondents (Union of India & Ors).</p> <p><u>M.A. No. 2038 of 2023</u></p> <p>2. This is an application for condonation of delay in filing application for leave to appeal.</p> <p>3. There is delay of 21 days in filing leave to appeal.</p> <p>4. Submission of learned counsel for the applicants-Union of India & Others is that delay in filing leave to appeal is not deliberate. His further submission is that after passing of the order dated 09.10.2023 sometime has taken place in obtaining instructions from the respondents. Thus, his submission is that delay is not deliberate, but for the reasons mentioned above and time taken by the department in processing the case for filing of the present application, delay of 21 days is condonable in filing application for leave to appeal.</p> <p>5. We have gone through the affidavit filed in support of delay condonation application and find that the grounds and reasons shown in the accompanying affidavit for condonation of delay seem sufficient and therefore, delay in filing application is condoned. Delay condonation application stands disposed off.</p> <p><u>LTA No 2039 of 2023</u></p> <p>6. This application has been filed under Section 30 read with Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 09.10.2023 of this Tribunal passed in Original Application (Appeal) No 175 of 2019.</p> <p>7. After perusing the order impugned, we find that no much or less point of law of general public importance is involved for grant of leave to appeal.</p> <p>8. Accordingly, leave to appeal is rejected.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 1)
O.A. No. 1402 of 2023 with M.A. No. 2032 of 2023

Smt Chij Maya W/o Ex Nk Late Rajendra Singh Thapa Applicant
By Legal Practitioner for the Applicant: Col AK Srivastava (Retd) and
Shri Amarendu Srivastava, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name shall be shown as counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Col AK Srivastava (Retd), Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>3. There is delay of 04 years, 04 months and 11 days in filing Original Application. Learned counsel for the appellant has moved application for condonation of delay.</p> <p>4. Learned counsel for the respondents prays for and is allowed two weeks time to file objection on application for condonation of delay.</p> <p>5. List on 30.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 2)

O.A. No. 1405 of 2023

Ex CPL Dhanpal Singh

Applicant

By Legal Practitioner for the Applicant: Shri Bipin Kumar Sharma, Shri Raj Kumar Mishra,
and Ms. Upasna Mishra, Advocates

Versus

Union of India & Others

Respondents

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

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown as counsel for the respondents when the case is listed next.</p> <p>2. 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 respondent No 1 to 5 are present.</p> <p>3. Let notice be issued to respondent No 6 and 7 returnable within four weeks. Steps within a week.</p> <p>4. Learned counsel for the respondent No 1 to 5 prays for and is allowed four weeks time to seek instructions and file objection, if any, on interim relief prayed by the applicant.</p> <p>5. Meanwhile, till date of next listing further recovery from the applicant shall be stayed.</p> <p>6. List on 05.02.2024.</p> <p>(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p>(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 3)
O.A.(A). No. 1400 of 2023 with M.A. No. 2027 of 2023

Ex Sep Birendra Singh

Appellant

By Legal Practitioner for the Appellant: Shri SN Singh Gaherwar, Shri Ajit Singh Gaherwar
and Shri Satya Narayan Mishra, Advocates

Versus

Union of India & Others

Respondents

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

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown as counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri SN Singh Gaherwar, Ld. Counsel for the appellant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>3. There is delay of 11 years, 10 months and 21 days in filing this appeal. Learned counsel for the appellant has moved application for condonation of delay.</p> <p>4. Learned counsel for the respondents prays for and is allowed two weeks time to seek instructions and file objection, if any.</p> <p>5. List on 12.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 4)

EX-A. No. 348 of 2022 Inre O.A. No. 774 of 2021

Ex PO LOG (MAT) Rahul Dev

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present. Cdr Gul Nawaj Navi from Indian Navy and Shri Rajiv Tiwari, Accts Officer, PCDA (P), Allahabad are also present.</p> <p>3. Affidavit of compliance filed on behalf of the respondents is taken on record.</p> <p>4. Objection, if any, may be filed by learned counsel for the applicant within two weeks.</p> <p>5. List on 06.02.2024.</p> <p>(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p>(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No.5)
EX-A. No. 350 of 2023 Inre O.A.(A). No. 509 of 2021

Hav Anil Kumar Mishra

Applicant

By Legal Practitioner for the Applicant: Shri Virat Anand Singh, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Vitat Anand Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file compliance report.</p> <p>4. List on 19.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 6)
O.A. No. 970 of 2022

Rambrish Ram S/o Late Sh. Shivshankar Ram Applicant
By Legal Practitioner for the Applicant: Shri Abul Fazal Jaffrey and
Shri Ram Manohar Kashyap, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Abul Fazal Jaffrey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that he wants to file objection on maintainability of this O.A.</p> <p>4. Heard learned counsel for the respondents. As prayed, he is permitted to file objection on maintainability within two weeks.</p> <p>5. List on 06.02.2024.</p> <p>6. Shri Abul Fazal Jaffrey, learned counsel for the applicant submits that name of Shri Ram Manohar Kashyap, Advocate be deleted from the cause list as he has since died.</p> <p>7. Registry is directed to delete name of Shri Ram Manohar Kashyap, Advocate from the cause list.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 7)
O.A. No. 1079 of 2022

Chandra Kali Devi W/o Late Ex LS Narendra Singh Applicant
By Legal Practitioner for the Applicant: Shri Sharad Kumar Srivastava, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Sharad Kumar Srivastava, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that he has received parawise comments today itself. He prays for further time to file counter affidavit.</p> <p>4. On request of learned counsel for the respondents, four weeks further time is granted to file counter affidavit.</p> <p>5. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 8)
O.A. No. 131 of 2023

Ex PO MR1 Vikram Singh

Applicant

By Legal Practitioner for the Applicant: Dr. Amit Asthana, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Arun Kumar Sahu, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Amit Asthana, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Respondents were directed to file counter affidavit. Today is the last opportunity for filing counter affidavit but counter affidavit has not been filed.</p> <p>4. On request of learned counsel for the respondents four weeks further time is allowed for filing counter affidavit.</p> <p>5. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 9)
O.A. No. 328 of 2023

POM(H) Sunil Kumar Singh Applicant
By Legal Practitioner for the Applicant: Shri Sarvesh Kumar Verma, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Sunil Sharma and Mohd. Zafar Khan,
Advocates

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Sarvesh Kumar Verma, Ld. Counsel for the applicant is present through virtual mode and Shri Sunil Sharma and Mohd Zafar Khan, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present before the Tribunal.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. On request of learned counsel for the respondents, the case is passed over for the day.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 10)
O.A. No. 579 of 2023

Ex POELP Pankaj Kumar

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Amit Jaiswal and Mohd. Zafar Khan,
Advocates

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manish Kumar Rai, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that parawise comments have since been received. He prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 06.02.2024.</p> <p>(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p>(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 11)
O.A. No. 665 of 2023 with M.A. No. 800 of 2023

Ex PO MR1 Bharat Sharma Applicant
By Legal Practitioner for the Applicant: Shri Manish Kumar Rai, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Mrs Anju Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manish Kumar Rai, Ld. Counsel for the applicant and Mrs Anju Singh, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that parawise comments have since been received. He prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 12)
O.A. No. 866 of 2023

Sep Nasir Khan

Applicant

By Legal Practitioner for the Applicant: Mohd Irfan Siddiqui, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri DK Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Mohd. Irfan Siddiqui, Ld. Counsel for the applicant and Shri DK Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Time was granted to learned counsel for the applicant for filing reply to objection filed by learned counsel for the respondents but reply has not been filed.</p> <p>3. Learned counsel for the applicant prays for and is allowed two weeks further time to file reply.</p> <p>4. List on 30.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 13)
O.A. No. 876 of 2023

Ritu Pandey D/O Ex LS Late Kailash Nath Pandey Applicant
By Legal Practitioner for the Applicant: Shri Dharam Raj Singh and
Shri Ashish Asthana, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Rajiv Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Rajiv Pandey, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy is present. None is present on behalf of the applicant.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 14)
O.A. No. 915 of 2023 with M.A. No. 1193 of 2023

Ex Nk (TS) Jagdish Prasad Applicant
By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the respondents submits that this case is not maintainable as the applicant is not resident which falls under jurisdiction of AFT, Lucknow.</p> <p>3. Learned counsel for the applicant submits that applicant is resident of District Lucknow. In support of his contention, learned counsel for the applicant has filed rent agreement dated 25.10.2023.</p> <p>4. In light of rent agreement filed by learned counsel for the applicant, objection raised by learned counsel for the respondents is overruled.</p> <p><u>M.A. No. 1193 of 2023</u></p> <p>5. There is delay of 02 years, 01 month and 39 days in filing Original Application.</p> <p>6. Applicant has moved application for condoning the delay.</p> <p>7. Submission of learned counsel for the applicant is that delay caused in filing Original Application is not deliberate but for the reasons stated in affidavit filed in support of delay condonation application.</p> <p>8. Learned counsel for the respondents opposed submission of learned counsel for the applicant and submitted that there is delay of more than 02 years and explanation of delay offered by the applicant is not sufficient as he has failed to offer day to day explanation of delay, hence, application deserves rejection.</p> <p>9. We have gone through affidavit filed in support of delay condonation application and objection raised by the respondents and we are of the view that reasons shown in the affidavit are sufficient. Accordingly, delay condonation application is allowed and delay in filing Original Application is condoned. Delay condonation application stands disposed off.</p>

O.A. No 915 of 2023

10. Matter needs adjudication.
11. Admit.
12. Learned counsel for the respondents prays for and is allowed four weeks time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next.
13. List on **13.02.2024**.
14. Issue notice to respondent No 5 returnable within four weeks. Steps within a week.
15. Till date of next listing, further recovery from the applicant shall remain stayed.

(Lt Gen Anil Puri)
Member (A)

rathore

(Justice Anil Kumar)
Member (J)

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 15)
O.A. No. 973 of 2023

Ex PO (UW) Shivashankar Mishra 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
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manish Kumar Rai, Ld. Counsel for the applicant is present before the Tribunal and Shri Rajiv Pandey, Ld. Counsel for the respondents is present through virtual mode. Cdr Gul Nawaj Navi, OIC Legal Cell Navy is present before the Tribunal.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that parawise comments have not been received. He prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 16)
O.A. No. 975 of 2023

Ex PO (US) Hemant Mishra Applicant
By Legal Practitioner for the Applicant: Shri Manish Kumar Rai, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manish Kumar Rai, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>3. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 17)
O.A. No. 1027 of 2023

Ex POEL (P) Arvind Singh Applicant
By Legal Practitioner for the Applicant: Shri Sarvesh Kumar Verma, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Alok Kumar Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Sarvesh Kumar Verma, Ld. Counsel for the applicant is present through virtual mode and Shri Alok Kumar Mishra, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy is present before the Tribunal.</p> <p>2. Learned counsel for the applicant submits that notice has not been issued to respondent No 4 and 5.</p> <p>3. Issue notice to respondent No 4 and 5 returnable within four weeks. Steps within a week.</p> <p>4. Counter affidavit has not been filed. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit</p> <p>5. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 18)
O.A. No. 1031 of 2023

Smt Durvasa Devi W/o Late Virendra Yadav Applicant
By Legal Practitioner for the Applicant: Shri Hari Prakash Yadav, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Arun Kumar Sahu, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Hari Prakash Yadav, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 19)
O.A. No. 1092 of 2023

Ex (PORTEL) Manoj Kumar Applicant
By Legal Practitioner for the Applicant: Shri Manish Kumar Rai, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manish Kumar Rai, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. Interim relief granted vide order dated 04.10.2023 is extended till further orders.</p> <p>5. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 20)
O.A. No. 1155 of 2023

Hav Dharm Beer Pathak

Applicant

By Legal Practitioner for the Applicant: Wg Cdr Ajit Kakkar (Retd) and
Shri Manoj Kumar Awasthi, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Namit Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Namit Sharma, Ld. Counsel for the respondents is present. None is present on behalf of the applicant.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Departmental Representative for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 17.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 21)
O.A. No. 1164 of 2023

Smt Babita Rani W/o Sub Vinod Kumar Applicant
By Legal Practitioner for the Applicant: Shri KK Misra, Advocate

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents: Mrs. Amrita Chakraborty, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Mrs. Amrita Chakraborty, Ld. Counsel for the respondent No 1 to 3 is present through virtual mode. None is present on behalf of the applicant.</p> <p>2. Vakalatnama filed by Shri VP Pandey and Shri RK Singh, Advocates on behalf of respondent No 4 is taken on record. Their names shall be shown in the cause list when the case is listed next.</p> <p>3. Learned counsel for the respondent No 1 to 3 prays for and is allowed three weeks further time to file objection on maintainability of this O.A.</p> <p>4. List on 24.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 22)
O.A. No. 1241 of 2023

Ex MCPI (US) (Hony Sub Lt) Trilok Singh Indolia Applicant
By Legal Practitioner for the Applicant: Shri Yashpal Singh and
Shri Prashant Kumar Srivastava, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Yashpal Singh, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that parawise comments have been received. He prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

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

Court No.2 (Sl. No. 23)

O.A. No. 1263 of 2023 with M.A. No. 1804 of 2023

Smt Chaman Singh W/o Late Nk Satender Singh Applicant
By Legal Practitioner for the Applicant: Shri Kishore Kumar Sharma and
Shri AN Mishra, Advocates

Versus

Union of india & Others Respondents
By Legal Practitioner for Respondents: Dr. Chet Narayan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. Objection on delay condonation application filed on behalf of the respondents is taken on record.</p> <p><u>M.A. No. 1804 of 2023</u></p> <p>2. The Original Application has been filed with delay of 10 years, 08 months and 22 days.</p> <p>3. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but on account of reasons stated in affidavit filed in support of application.</p> <p>4. Per contra, learned counsel for the respondents submits that cause shown by the applicant is not sufficient.</p> <p>5. Heard Shri Kishore Kumar Sharma, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents on delay condonation application</p> <p>6. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p>7. Accordingly, delay in filing of application is condoned. Application stands decided accordingly.</p> <p><u>O.A. No. 1263 of 2023</u></p> <p>8. Matter needs adjudication.</p> <p>9. Admit.</p> <p>10. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11. List this case on 13.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 24)
O.A. No. 342 of 2020

Dashartha W/o Late Sep Prem Chandra Applicant
By Legal Practitioner for the Applicant: Shri Parijaat Belaura, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal and
Shri Rajesh Kumar Awasthi, Advocates

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Amit Jaiswal, and Shri Rajesh Kumar Awasthi, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the respondents was granted time to file objection on amendment application but objection has not been filed.</p> <p>3. On request of learned counsel for the respondents, two weeks further time is granted to file objection.</p> <p>4. List on 09.01.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 25)
O.A. No. 585 of 2022

Capt (IN) Kamlesh Kumar Varma (Retd) Applicant
By Legal Practitioner for the Applicant: Shri Abhishek R Shukla, Dr. Ashish Asthana
and Shri Dharam Raj Singh, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Amit Jaiswal, Learned counsel for the respondents assisted by Cdr Gul Nawaj Navi, OIC Legal Cell Navy is present. None is present on behalf of the applicant.</p> <p>2. List on 07.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 26)
T.A. No. 4 of 2022

Lagnesh Mishra Petitioner
By Legal Practitioner for the Petitioner: Shri Rang Nath Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri DK Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>05.12.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Lt Gen Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri DK Pandey, Ld. Counsel for the respondents is present. None is present on behalf of the petitioner.</p> <p>2. In the interest of justice, the case is adjourned.</p> <p>3. List on 13.02.2024.</p> <p style="text-align: center;">(Lt Gen Anil Puri) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>