

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

O. A. No. 918 of 2023 with M. A. No. 1200 of 2023

**Ex Sub (Hony Lt) Vinod Kumar** Applicant  
By Legal Practitioner for the Applicant: Shri Satya Narayan Mishra, Advocate  
Shri Onkar Singh, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Shri Bipin Kumr Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Bipin Kumr Singh, 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><b><u>M.A. No. 1200 of 2023</u></b></p> <p>2. This is an application for condonation of delay in filing Original Application.</p> <p>3. As per office report, there is delay of 11 months in filing Original Application.</p> <p>4. Heard Shri Satya Narayan Mishra, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents on delay condonation application.</p> <p>5. 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 for the reasons stated in affidavit filed in support of application.</p> <p>6. Per contra, learned counsel for the respondents opposing the prayer submits that explanation of delay offered by the applicant is not sufficient and he has failed to offer day to day explanation of delay.</p> <p>7. 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>8. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p><b><u>O.A. No. 918 of 2023</u></b></p> <p>9. Matter needs adjudication.</p> <p>10. Admit.</p> <p>11. Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit, to which rejoinder affidavit, if any, may be filed by learned counsel for the applicant within next two weeks.</p> <p>12. List on <b>10.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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

O. A. No. 922 of 2023 with M. A. No. 1206 of 2023

Smt Malti Devi W/o Ex Sgt Late Rakesh Kumar Applicant  
By Legal Practitioner for the Applicant: Shri R Chandra, 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><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Yogesh Kesarwani, 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><b><u>M. A. No. 1206 of 2023</u></b></p> <p>2. This is an application for condonation of delay in filing Original Application.</p> <p>3. As per report of the registry there is delay of 11 months in filing Original Application. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Heard Shri R Chandra, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents on delay condonation application.</p> <p>5. Learned counsel for the respondents opposing the application for condonation of delay submitted that delay has not been properly explained.</p> <p>6. Upon hearing learned counsel for the parties we find that reasons explained in affidavit filed in support of delay condonation application being sufficient, delay may be condoned.</p> <p>7. Accordingly, delay in filing Original Application is condoned. M.A. No. 1206 of 2023 is disposed off.</p> <p><b><u>O. A. No. 922 of 2023</u></b></p> <p>8. Matter needs adjudication.</p> <p>9. Admit.</p> <p>10. Learned counsel for the respondents prays for and is allowed four weeks time to file counter affidavit to which learned counsel for the applicant may file rejoinder affidavit, if any, within two weeks next.</p> <p>11. List on <b>06.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> Member (A) <i>rathore</i></p> <p style="text-align: right;"><b>(Justice Anil Kumar)</b> Member (J)</p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Suppl. No. 3)**

**O. A. No. 923 of 2023 with M. A. No. 1207 of 2023**

**Ex WO (HFO) Ruqunuddin Mansoori** Applicant  
By Legal Practitioner for the Applicant: Shri R Chandra, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Ashish Kumar Singh, 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 R Chandra, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents are present.</p> <p>3. There is delay of 01 month and 01 day in filing Original Application. Learned counsel for the respondents prays for and is allowed four weeks time to file objection on maintainability and delay condonation application.</p> <p>4. List on <b>09.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Suppl. No. 4)**

**O. A. No. 925 of 2023 with M. A. No. 1210 of 2023**

**Ex Sgt Alok Mishra**

Applicant

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

Ms. Upasna Mishra, Advocate, Shri Kapil Sharma, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents: Shri JN Mishra, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri JN Mishra., 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><b><u>M.A. No. 1210 of 2023</u></b></p> <p>2. This is an application for condonation of delay in filing Original Application.</p> <p>3. As per office report, there is delay of 07 months in filing Original Application.</p> <p>4. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents on delay condonation application.</p> <p>5. 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 for the reasons stated in affidavit filed in support of application.</p> <p>6. Per contra, learned counsel for the respondents opposing the prayer submits that explanation of delay offered by the applicant is not sufficient and he has failed to offer day to day explanation of delay.</p> <p>7. 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>8. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p><b><u>O.A. No. 925 of 2023</u></b></p> <p>9. Matter needs adjudication.</p> <p>10. Admit.</p> <p>11. Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit, to which rejoinder affidavit, if any, may be filed by learned counsel for the applicant within next two weeks.</p> <p>12. List on <b>05.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Suppl. No. 5)

O. A. No. 928 of 2023 with M. A. No. 1212 of 2023

Smt Geeta Mishra M/O Late PNR Reetesh Mishra Applicant  
By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate  
Versus

Union of India & Others Respondents  
By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondent No 1 to 8 is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p><b><u>M. A. No. 1212 of 2023</u></b></p> <p>2. This is an application for condonation of delay in filing Original Application.</p> <p>3. As per report of the registry there is delay of 11 months and 29 days in filing Original Application. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Heard Shri Vijay Kumar Pandey, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondent No 1 to 8 on delay condonation application.</p> <p>5. Learned counsel for the respondents opposing the application for condonation of delay submitted that delay has not been properly explained.</p> <p>6. Upon hearing learned counsel for the parties we find that reasons explained in affidavit filed in support of delay condonation application being sufficient, delay may be condoned.</p> <p>7. Accordingly, delay in filing Original Application is condoned. M.A. No. 1212 of 2023 is disposed off.</p> <p><b><u>O. A. No. 928 of 2023</u></b></p> <p>8. Matter needs adjudication.</p> <p>9. Admit.</p> <p>10. Learned counsel for the respondents prays for and is allowed six weeks time to file counter affidavit to which learned counsel for the applicant may file rejoinder affidavit, if any, within two weeks next.</p> <p>11. Let notice be issued to respondent No 9 returnable within four weeks. Steps within a week.</p> <p>12. List on <b>04.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p><i>rathore</i></p>

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**Court No.2 (Suppl. No. 6)**

**EX- A. No. 245 of 2023 inre O. A. No. 221 of 2022**

**Ex Nk (TS) Krishna Bahadur Chhetri** Applicant  
By Legal Practitioner for the Applicant: Shri R Chandra, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of Appearance filed by Shri Alok Kumar Mishra, 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 R Chandra, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present.</p> <p>3. This is a fresh execution application filed for implementation of order dated 24.03.2023 passed in O.A. No. 221 of 2022.</p> <p>4. Learned counsel for the respondents prays for and granted two weeks time to seek instructions and file affidavit of compliance.</p> <p>5. List on <b>09.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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**Court No.2 (Sl. No. 1)**

**T.A. No. 39 of 2023 with M.A. No. 889 of 2023**

**Ex Sgt Anurag Shukla** Petitioner  
By Legal Practitioner for the Petitioner: Shri ....., Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of appearance filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name shall be shown in the cause list when the case is listed next.</li><li>2. On the case being taken up for hearing, Shri Ashish Kumar Singh, Ld. Counsel for the respondents is present.</li><li>3. This case has been received from AFT, Principal Bench. None is present for the petitioner.</li><li>4. Learned counsel for the respondents prays for and is allowed two weeks time to seek instructions.</li><li>5. List on <b>16.10.2023</b>.</li></ol> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Sl. No. 2)**

T.A. No. 40 of 2023

**Smt Sarita Chaudhary W/o Late NK Purushottam Chaudhary** Petitioner  
By Legal Practitioner for the Petitioner: Shri ....., 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
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>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 in the cause list when the case is listed next.</li><li>2. On the case being taken up for hearing, Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present.</li><li>3. None is present for the petitioner to address the court.</li><li>4. Learned counsel for the respondents prays for and is allowed two weeks time to seek instructions.</li><li>5. List on <b>16.10.2023</b>.</li></ol> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>



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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Sl. No. 3)**

**EX- A. No. 210 of 2022 Inre O. A. No. 149 of 2020**

**Hav (MP) Akhila Nand Mishra** Applicant  
By Legal Practitioner for the Applicant: Shri Manoj Kumar Awasthi, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p>2. Compliance report filed on behalf of the respondents is taken on record.</p> <p>3. Objection, if any, may be filed by the applicant within two weeks.</p> <p>4. Cost imposed on respondents has not been deposited. Respondents are directed to deposit the cost due against them.</p> <p>5. Learned counsel for the applicant submits that cost may be remitted to the AFT Bar Association.</p> <p>6. Accordingly, after deposition of cost it shall be remitted to AFT Bar Association.</p> <p>7. List on <b>05.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Sl. No. 4)**

**EX- A. No. 256 of 2022 Inre O. A. No. 195 of 2021**

**Smt Laxmi Kandari, W/o Hav Sohan Singh (Missing)** 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, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit of compliance filed on behalf of the respondents is taken on record.</p> <p>3. Objection, if any, may be filed by the applicant within two weeks.</p> <p>4. List on <b>10.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: right;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

**Form No. 4**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Sl. No. 5)**

**EX- A. No. 304 of 2022 Inre O. A. No. 550 of 2017**

**Smt Kalash Kumari, W/o Late Ex Gnr Jagdish** Applicant  
By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Ms. Amrita Chakraborty, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Ms. Amrita Chakraborty, Ld. Counsel for the respondents is present. None is present for the applicant.</p> <p>2. Affidavit of compliance has not been filed. Learned counsel for the respondents submits that LPC-cum-Data Sheet has been forwarded to PAO (ORs). He prays for and is allowed two weeks further time to file affidavit of compliance on payment of additional cost of Rs 5,000/-.</p> <p>3. List on <b>09.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: right;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Sl. No. 6)**

**EX- A. No. 375 of 2022 Inre O. A. No. 55 of 2022**

**Ex Hav Raghu Raj Singh** Applicant  
By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

**Versus**

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present. Shri Rajiv Tiwari, Accts Offr, PCDA (P) Allahabad is also present.</p> <p>2. Learned counsel for the applicant conceded that payment has been made. He further submitted that this execution application has become infructuous.</p> <p>3. Accordingly, this execution application is dismissed being infructuous.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No.2 (Sl. No. 7)

EX- A. No. 99 of 2023 Inre O. A. No. 84 of 2021

**Smt Sonali @ Soni Wife of (Late) Gnr Rathod Yogesh Prahlad** Applicant  
By Legal Practitioner for the Applicant: Shri Vinod Kumar, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Vinod Kumar, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, 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 submits that Govt sanction is awaited. He prays for and is allowed four weeks further time to file compliance report.</p> <p>4. List on <b>16.10.2023</b>.</p> <p><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

Form No. 4  
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No.2 (Sl. No. 8)

O. A. No. 566 of 2021

**Hav (DSC) Chandra Pal Singh Chauhan (Retd)** Applicant  
By Legal Practitioner for the Applicant: Shri Shailendra Kumar Singh, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Ms. Amrita Chakraborty, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Amrita Chakraborty, Ld. Counsel for the respondents are present.</p> <p>2. Objection against compliance report has not been filed by the applicant despite providing two opportunities. Learned counsel for the applicant prays for and is allowed four weeks further time as last opportunity to file objection, if any.</p> <p>3. List on <b>09.10.2023</b>.</p> <p><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No.2 (Sl. No. 9)

O. A. No. 464 of 2022 alongwith T.A. No. 35 of 2016 (Decided)

**Smt Parbati Widow of Late Spr Parshu Ram Singh** Applicant  
By Legal Practitioner for the Applicant: Shri Parijaat Belaura, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. On request of learned counsel for the applicant the case is passed over for the day.</p> <p>3. List on <b>11.08.2023</b>.</p> <p><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 984 of 2022

**Hav (DMT) Chauhan Dharmendra** Applicant  
By Legal Practitioner for the Applicant: Col AK Srivastava (Retd), Advocate  
Shri Amarendu Srivastava, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Amarendu Srivastava, 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. Four weeks further time as last opportunity is granted to learned counsel for the respondents to file counter affidavit.</p> <p>3. List on <b>12.09.2023</b>.</p> <p><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 44 of 2023

**Ex Nk (MACP) Yadvendra Singh**

Applicant

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

**Versus**

**Union of India & Others**

Respondents

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents.</li><li>2. Arguments completed.</li><li>3. See our order of date passed on separate sheets.</li></ol> <p><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 51 of 2023 with M.A. No. 44 of 2023**

**Nk (Amb Asst) Hari Prakash** Applicant  
By Legal Practitioner for the Applicant: Shri Shyam Sunder Bajpai, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Shyam Sunder Bajpai, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents 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. Rejoinder affidavit, if any, may be filed by the applicant within two weeks next.</p> <p>3. List on <b>16.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: right;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 58 of 2023**

**Smt Kalawati, W/o Late Ex Nk Triloki Nath** Applicant  
By Legal Practitioner for the Applicant: Shri Jai Prakash Singh, Advocate  
Shri MVS Chauhan, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Jai Prakash Singh and Shri MVS Chauhan, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondent No 1 to 3 are present.</p> <p>2. Counter affidavit on behalf of respondent No 1 to 3 is taken on record. Rejoinder affidavit, if any, may be filed by the applicant within two weeks.</p> <p>3. Let notice be issued to respondent No 4 and 5 returnable within four weeks. Steps within a week.</p> <p>4. Learned counsel for the applicant intends to implead Air Force Record Office. He prays for and is granted a week's time to take steps.</p> <p>5. List on <b>16.10.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>

{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No.2 (Sl. No. 15)

O. A. No. 241 of 2023 with M.A. No. 253 of 2023

**Ex PO Mohammed Rashid** 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  
Shri Ankur Saxena, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Amit Jaiswal and Shri Ankur Saxena, Ld. Counsel for the respondents are present.</li><li>2. Today the case is wrongly listed for counter affidavit. Perusal of record shows that case is not admitted till date.</li><li>3. Heard learned counsel for the parties on admission of the case.</li><li>4. This O.A. has been filed with delay of 05 months and 25 days. Learned counsel for the applicant has moved application for condonation of delay in filing original application.</li><li>5. Submission of learned counsel for the applicant is that delay is not deliberate but for the reasons shown in affidavit filed in support of delay condonation application.</li><li>6. Submission of learned counsel for the respondents is that delay has not been properly explained on day to day basis.</li><li>7. Upon hearing submission of both the sides, we find that reasons shown in affidavit filed in support of delay condonation application are sufficient, delay may be condoned. Accordingly, delay in filing original application is condoned. Delay condonation application is disposed off.</li><li>8. Matter needs adjudication.</li><li>9. Admit.</li><li>10. Learned counsel for the respondents prays for and is granted</li></ol>

four weeks time to file counter affidavit to which learned counsel for the applicant may file rejoinder affidavit, if any, within two weeks next.

11. List on **06.09.2023**.

12. Learned counsel for the applicant also sought interim relief stating that recovery should not effected from his pension in view of Hon'ble Supreme Court judgment passed in Civil Appeal No 11527 of 2014, ***State of Punjab & Ors vs Rafiq Mashih (White Washer)***.

13. Applicant is a group III employee who was discharged from service on 30.06.1993 i.e. more than 25 years before filing of this O.A.

14. Keeping in view the fact that the recovery from pension has been initiated without any opportunity of hearing, we, in the interest of justice, suspend the alleged recovery from pension till next date of hearing.

15. A copy of this order shall be given to learned counsel for the respondents free of cost.

**(Maj Gen Sanjay Singh)**  
**Member (A)**

**(Justice Anil Kumar)**  
**Member (J)**

*rathore*

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

**O. A. No. 516 of 2023 with M.A. No. 624 of 2023**

**Ex Sub Maj (Hony Capt) Ram Prasad Pal** Applicant  
By Legal Practitioner for the Applicant: Shri VP Pandey, Advocate  
Shri RK Singh, Advocate, Maj SM Mustafa (Retd), Advocate, Shri DK Dixit, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri VP Pandey, RK Singh, Maj SM Mustafa (Retd) and Shri DK Dixit, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. Objection on maintainability filed by learned counsel for the respondents is taken on record.</p> <p>3. Learned counsel for the applicant submits that copy of objection has not been provided to him. Let copy of objection be provided to learned counsel for the applicant during course of the day.</p> <p>4. List on <b>30.08.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></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. 588 of 2023**

**Ex Nk Devi Prasad** Applicant  
By Legal Practitioner for the Applicant: Shri KKS Bisht, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Shri Ashish Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri KKS Bisht, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents 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 <b>22.09.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p><i>rathore</i></p>

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

**Court No.2**

**(Ser No. 18)**

**O. A. No. 220 of 2016**

**Radhey Shyam**

Applicant

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

**Versus**

**Union of India & Others**

Respondents

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents are present.</p> <p>2. Today, Senior Accounts Officer, PAO (OR) Rajput Regimental Centre, Fatehgarh (UP) was summoned to assist and clarify regarding deductions of principal and interest components from FSA of the applicant.</p> <p>3. Senior Accounts Officer and Assistant Accounts Officer are present in the court and submit that QSA of 2/91 and 5/91 are not available on record and they are necessary to calculate and clarify the position. They prays for and is granted time to trace the above documents.</p> <p>4. If the above documents, i.e. QSA 2/91 and 5/91 are available with the applicant, he may file/produce before the court.</p> <p>5. List on <b>08.08.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b></p> <p style="text-align: right;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p><i>SB</i></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. 245 of 2018**

**Dharmendra Singh Tomar**

Applicant

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

**Versus**

**Union of India & Others**

Respondents

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri R Chandra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the respondents prays for adjournment. Accordingly, the case is adjourned.</p> <p>3. List on <b>18.08.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p><i>rathore</i></p>

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

**T.A. No. 80 of 2016**

**Anoop Kumar**

Petitioner

By Legal Practitioner for the Petitioner: Shri Yashpal Singh, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents: Shri DK Pandey, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>07.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Yashpal Singh, Ld. Counsel for the petitioner and Shri DK Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Original documents are not available.</p> <p>3. Respondents are further directed to produce original record pertaining to the case for perusal of the bench.</p> <p>4. List on <b>26.09.2023</b>.</p> <p style="text-align: center;"><b>(Maj Gen Sanjay Singh)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p><i>rathore</i></p>