

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

O. A. No. 947 of 2023 with M.A. No. 1254 of 2023

Ex Sep Ganesh Arun Damle

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 R.C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri R.C. 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. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1254 of 2023</u></p> <p>3. This is an application for condonation of delay in filing Original Application.</p> <p>4. As per office report, there is delay of 11 months and 05 days in filing Original Application.</p> <p>5. Submission of learned counsel for the applicant is that delay in filing Original Application is not deliberate or intentional 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 as it has not been explained on day to day basis.</p> <p>7. Considering the facts and circumstances of the case, grounds shown is sufficient. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p><u>O.A. No. 947 of 2023</u></p> <p>8. Matter needs adjudication.</p> <p>9. Admit.</p> <p>10. 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>11. List on 09.10.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p style="text-align: left;"><small>SB</small></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. 953 of 2023

Wg Cdr Debendra Nath Chatterjee (Retd) Applicant
By Legal Practitioner for the Applicant: Maj SM Mustafa (Retd), 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
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Dr. Chet Narayan 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.2. Heard Maj SM Mustafa (Retd), Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.3. This Original Application has been filed by the applicant for grant of Dearness Allowance for the period from 01.07.1995 to 31.01.2003.4. There is no delay in filing the application.5. Matter needs adjudication.6. Admit.7. 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.8. List on 10.10.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 1)

EX- A. No. 147 of 2022 alongwith M.A. No. 600 of 2023 Ex early hearing application
Inre O. A. No. 60 of 2016

Lt Col Mukesh Baboo Through Gulnaz Hussain Applicant
By Legal Practitioner for the Applicant: Shri Satendra Kumar Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Asheesh Agnihotri, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, applicant in person and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. Applicant has filed addendum, i.e. supplementary rejoinder affidavit which is taken on record.</p> <p>3. Learned counsel for the respondents submits that copy has not been provided to him. Applicant is directed to provide copy of supplementary rejoinder affidavit to learned counsel for the respondents.</p> <p>4. Leaned counsel for the respondents prays for and is granted two weeks time to file supplementary compliance report.</p> <p>5. List on 14.09.2023.</p> <p>(Maj Gen Sanjay Singh) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

EX- A. No. 272 of 2022 Inre O.A. No. 637 of 2020

MWO (HFO) Surya Bhan Singh (Retd) Applicant
By Legal Practitioner for the Applicant: Shri Shailendra Kumar Singh, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri SN Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Compliance report has already been filed by the respondents.</p> <p>3. Learned counsel for the applicant submits that payment has been made by the respondents.</p> <p>4. This Execution Application has rendered infructuous and is dismissed as infructuous.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

EX- A. No. 354 of 2022 Inre O. A. No. 784 of 2021

Ex Sep Nar Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri KKS Bisht, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</p> <p>2. Compliance report has not been filed by the respondents.</p> <p>3. Learned counsel for the respondents prays for and is granted two weeks further time to file compliance report alongwith copy of PPO.</p> <p>4. List on 29.08.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

EX- A. No. 379 of 2022 Inre O.A. No. 71 of 2020

Smt Vitana Devi, W/o Late Sep Surya Pal Applicant
By Legal Practitioner for the Applicant: Shri Parijaat Belaura, 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>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing, Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents are present.2. Affidavit of compliance has not been filed by the respondents.3. Personal Integrated Financial Advisor (PIFA) was summoned to clarify the delay in implementation of the order.4. PIFA, Ms. Alka Sharma, did not appear today before the Bench. She has filed her affidavit clarifying the position and she has prayed for waiver of her personal appearance on medical and other grounds. She has further submitted that if further input is required, she may be permitted to appear through video conferencing.5. In her affidavit, PIFA has submitted that she holds high regards towards the orders of the Tribunal and she has no wilful disobedience on her part. She further submits that she has submitted her advice as per requirement of para 2 (e) of MoD office order bearing No. 6176/2015-D (CMU) dated 03.04.2017 regarding procedure for handling of court cases beyond delegated powers of service Headquarters.6. She has submitted in her affidavit that she has acted as per role and function given to IFAs by Ministry of Finance and Ministry of Defence and there is no further action pending on the part of her office.7. List this case on 13.09.2023, if required, PIFA may appear through video conferencing.8. In above circumstances, Secretary Defence, Ministry of Defence is required to do the needful for immediate compliance of the order of this Tribunal.9. Let a copy of order be provided to learned counsel for the respondents/AFT Legal Cell for compliance. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p style="text-align: left;">SB</p>

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

O. A. No. 173 of 2022

EX Hav Dwarika Nath Singh & Others Applicant
By Legal Practitioner for the Applicant: Shri Om Prakash Kushwaha, 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>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, none is present for the applicant. Dr. Gyan Singh, Ld. Counsel for the respondents is present.</p> <p>2. In the interest of justice, the case is adjourned for the day.</p> <p>3. List on 31.08.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></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. Learned counsel for the applicant submits that relief sought in this case stands redressed by the respondents.</p> <p>3. Now the case has become infructuous. Accordingly, the case is dismissed as infructuous.</p> <p>(Maj Gen Sanjay Singh) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

O. A. No. 526 of 2023

NK Mohit Kumar

Applicant

By Legal Practitioner for the Applicant: Shri Virat Anand Singh, Advocate
Shri Rahul Dev Tripathi, 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><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Virat Anand Singh, 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 the respondents is taken on record.</p> <p>3. At this stage, learned counsel for the applicant submits that he wants to withdraw the case and liberty may be given to file afresh.</p> <p>4. Accordingly, applicant is allowed to withdraw the case.</p> <p>5. Original Application is dismissed as withdrawn with liberty to file afresh.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

O. A. No. 833 of 2023 with M.A. No.1021 of 2023

Nb Sub (PA) Manoj Kumar Singh 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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1021 of 2023</u></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 15 years, 03 months and 22 days in filing Original Application.</p> <p>4. Submission of learned counsel for the applicant is that delay in filing Original Application is not deliberate but for the reasons stated in affidavit filed in support of application.</p> <p>5. Per contra, learned counsel for the respondents opposing the prayer submits that explanation of delay offered by the applicant is not sufficient as it has not been explained on day to day basis.</p> <p>6. Considering the facts and circumstances of the case, we are of the view that reasons shown are sufficient to condone the delay. Accordingly, delay in filing application is condoned. Delay condonation application stands decided accordingly.</p> <p><u>O.A. No. 833 of 2023</u></p> <p>7. Matter needs adjudication.</p> <p>8. Admit.</p> <p>9. 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>10. List on 12.10.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p style="text-align: left;"><small>SB</small></p>

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

O. A. No. 141 of 2012

Smt Rekha

Applicant

By Legal Practitioner for the Applicant: Shri Nishant Verma, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Asheesh Agnihotri, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Nishant Verma, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the respondents prays for and is granted four week and no more time to file supplementary affidavit alongwith annexures.</p> <p>3. List on 15.09.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 10)

O. A. No. 575 of 2019 alongwith T.A. No. 1312 of 2010

Smt Roopa Singh Teveotia,
W/o Ex Hav (Late) Aman Pal Singh Teveotia Applicant
By Legal Practitioner for the Applicant: Shri Vinay 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
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Heard arguments of Shri Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>2. Arguments concluded.</p> <p>3. Judgment reserved.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 11)

O. A. No. 739 of 2021

Umesh Singh Yadav Applicant
By Legal Practitioner for the Applicant: Col AK Srivastava (Retd), Advocate
Ms. Hemlata, Advocate, Shri Amrendu Srivastava, 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>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Col AK Srivastava (Retd), Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.2. Original documents are not produced before the Bench today.3. Learned counsel for the respondents shall produce original documents pertaining to this case on the next date fixed for perusal of the Bench.4. Parties may file Synopsis/Written Arguments of the case by the next date fixed.5. List on 22.09.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 12)

O. A. No. 691 of 2022

Smt Om Prabha Devi, M/o Late Ex Sigmn Sachin Kumar Pal Applicant
By Legal Practitioner for the Applicant: Shri KKS Bisht, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Chet Narayan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri KKS Bisht, Ld. Counsel for the applicant and Shri Chet Narayan Singh, Ld. Counsel for the respondents are present.</p> <p>2. On the request of learned counsel for the applicant, the case is adjourned.</p> <p>3. List on 31.08.2023 for hearing.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p style="text-align: left;"><small>SB</small></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 13)

O.A. No. 694 of 2022

Ex L/Nk (SHGD) Krishna Bihari Mishra Applicant
By Legal Practitioner for the Applicant: Col RA Pandey (Retd), Advocate
Shri Arun Kumar, 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>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Heard arguments of Col RA Pandey (Retd) and Shri Arun Kumar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p>2. List on 24.08.2023 for further hearing as part-heard case.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 14)

O. A. (A) No. 474 of 2018

Mukesh Kumar Through his wife Smt Pooja Devi Applicant
By Legal Practitioner for the Applicant: Shri Vijay Kumar 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
	<p><u>11.08.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the parties argued the case.</p> <p>3. List on 09.10.2023 for further hearing.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>