

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

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

O.A. No. 1228 of 2023

Smt Adya Devi Applicant
By Legal Practitioner for the Applicant: Shri Manoj Kumar Awasthi and
Shri Girish Chandra Tripathi, Advocates

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 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>2. On the case being taken up for hearing, Shri Girish Chandra Tripathi, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents are present.</p> <p>3. Learned counsel for the applicant submits that he wants to withdraw this O.A. Accordingly, learned counsel for the applicant is permitted to withdraw this O.A..</p> <p>4. This O.A. is dismissed as withdrawn.</p> <p>(Maj Gen Sanjay Singh) 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. 2)

O.A No. 1230 of 2023 with M.A. No. 1726 of 2023

Ex Sub (Nur Tech) Kailash Chandra Bhatt

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><u>11.10.2023</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 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 KKS Bisht, Ld. counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p><u>M.A. No. 1726 of 2023</u></p> <p>3. This application has been filed for grant of pay and allowances. There is a delay of 11 months and 14 days in filing the Original Application. Learned counsel for the applicant has moved application for condonation of delay in filing in Original Application.</p> <p>4. 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.</p> <p>5. Per contra, learned counsel for the respondents submits that cause shown by the applicant is not sufficient.</p> <p>6. Considering that 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>8. Let Original Application be registered.</p> <p><u>O.A. No. 1230 of 2023</u></p> <p>9. It is a fit case for adjudication.</p> <p>10. Admit.</p> <p>11. 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>12. List this case on 08.01.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) 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. 3)

M.A No. 1718 of 2023 with M.A. No. 1719 of 2023 Inre O.A. No. 334 of 2022

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Shri Rajiv Narayan Pandey, Advocate

Versus

Ex Nb Sub (TA) Shyam Ram

Respondents- Applicant

By Legal Practitioner for Respondents: Shri, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Rajiv Narayan Pandey, Ld. Counsel for the applicants – respondent on the application for leave to appeal.</p> <p><u>Order in chamber</u></p> <p><u>M.A. No.1718 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 07 months and 09 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, but for the reasons of time taken by the department in processing the case for filing of the present application, delay of 07 months and 09 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>M.A. No. 1719 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 25.01.2023 of this Tribunal passed in Original Application No.334 of 2022.</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;">(Maj Gen Sanjay Singh) Member (A) RATHORE</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 4)

M.A No. 1724 of 2023 with M.A. No. 1725 of 2023 Inre O.A. No. 45 of 2023

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Shri Jai Narayan Pandey, Advocate

Versus

Ex Nk(MACP) Avinash Pandey

Respondent- Applicant

By Legal Practitioner for Respondent: Shri....., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Jai Narayan Pandey, Ld. Counsel for the applicants – respondent on application for leave to appeal.</p> <p><u>M.A. No.1724 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 27 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, but for the reason that some time elapsed while processing the case with department for filing the present application, therefore, delay of 27 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 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>M.A. No. 1725 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 07.08.2023 of this Tribunal passed in Original Application No. 45 of 2023.</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;">(Maj Gen Sanjay Singh) 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. 5)

M.A No. 1727of 2023 with M.A. No. 1732 of 2023 Inre O.A. No. 479 of 2023

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Shri Ram Saran Awasthi, Advocate

Versus

Ex Hav Samser Ali

Respondent- Applicant

By Legal Practitioner for Respondent: Shri....., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ram Saran Awasthi, Ld. Counsel for the applicants – respondent on the application for leave to appeal.</p> <p><u>M.A. No.1727 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 01 month and 01 day 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, but for the reason that some time elapsed while processing the case with department for filing the present application, therefore, delay of 01 month and 01 day 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 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>M.A. No. 1732 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 04.08.2023 of this Tribunal passed in Original Application No. 479 of 2023.</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;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
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ORDER SHEET
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Court No.2 (Sl. No. 6)

M.A No. 1728 of 2023 with M.A. No. 1729 of 2023 Inre O.A. No. 826 of 2022

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Shri Jai Narayan Mishra, Advocate

Versus

Smt Banarasi Devi @ Smt Vanarasi Devi & another

Respondents- Applicants

By Legal Practitioner for Respondents: Shri....., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Jai Narayan Mishra, Ld. Counsel for the applicants – respondent on the application for leave to appeal.</p> <p><u>M.A. No.1728 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 01 month and 17 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, but for the reason that some time elapsed while processing the case with department for filing the present application, therefore, delay of 01 month and 17 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 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>M.A. No. 1729 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 07.08.2023 of this Tribunal passed in Original Application No. 826 of 2023.</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;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 7)

M.A No. 1730 of 2023 with M.A. No. 1731 of 2023 Inre O.A. No. 264 of 2018

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Shri Ram Saran Awasthi, Advocate

Versus

Smt Vinita Singh w/o Late Nb Sub(Gnr) Lalta Singh

Respondents- Applicant

By Legal Practitioner for Respondents: Shri....., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ram Saran Awasthi, Ld. Counsel for the applicants – respondent on the application for leave to appeal.</p> <p><u>M.A. No.1730 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 01 year, 06 month and 04 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, but for the reason that some time elapsed while processing the case with department for filing the present application, therefore, delay of 01 year, 06 month and 04 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 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>M.A. No. 1731 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 29.01.2023 of this Tribunal passed in Original Application No. 264 of 2018.</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;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p>rathore</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 8)

EX-A. No. 19 of 2019 Inre T.A. No. 34 of 2010

Ex Sep Vinay Kumar

Applicant

By Legal Practitioner for the Applicant: Shri Sachindra Pratap Singh
and Shri Yashpal Singh, Advocates

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>11.10.2023</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 Yash Pal Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>2. On previous date respondents were directed to file affidavit of compliance alongwith calculation sheet duly verified by CA but it has not been filed. Learned counsel for the respondents prays for and is granted two weeks and no more further time to file affidavit of compliance alongwith calculation sheet duly verified by CA.</p> <p>3. List on 09.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 9)

EX-A. No. 24 of 2022 Inre O.A. No. 25 of 2021

Smt Bimala Devi W/O Late Ex Sep Gambhir Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri RKS Chauhan, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ashok Kumar, Ld. Counsel for the applicant and Shri RKS Chauhan, Ld. counsel for the respondents are present. Shri Rajeev Tiwari, Acct Offr, PCDA (P), Prayagraj is also present.2. Affidavit of compliance has not been filed.3. Learned counsel for the respondents prays for and is allowed three weeks further time to file affidavit of compliance.4. List on 29.11.2023. <p>(Maj Gen Sanjay Singh) 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. 10)

EX-A. No. 111 of 2022 Inre O.A. No. 38 of 2021

Swamy Nath, S/O Late Ex Nk Bagedu Singh Applicant
By Legal Practitioner for the Applicant: Shri R Chandra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Manu Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 R Chandra, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. counsel for the respondents are present.</p> <p>2. Learned counsel for the respondents submits that payment has already been made.</p> <p>3. Learned counsel for the applicant was granted time to file objection on affidavit of compliance, which has not been filed. He prays for and is granted a week's time to file objection, if any.</p> <p>4. List on 29.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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)

EX-A. No. 129 of 2022 Inre O.A. No. 188 of 2021

Ramesh Kumar Pal, S/O Late Ex Hav Ram Nath

Applicant

By Legal Practitioner for the Applicant: Shri Vijay Kumar, 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>11.10.2023</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 Vijay Kumar Pandey, Ld. Counsel for the applicant and Mrs Anju Singh, Ld. counsel for the respondents are present.2. Affidavit of compliance has not been filed.3. Learned counsel for the respondents prays for and is granted three weeks further time to file affidavit of compliance else Rs 5,000/- shall be payable.4. In case of non compliance of order of this Tribunal, responsible officer of PS-4 shall present before this Tribunal on next date through video conferencing to explain the reasons for non implementation of the order.5. List on 01.12.2023. <p>(Maj Gen Sanjay Singh) 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. 12)

EX-A. No. 208 of 2022 with M.A. No. 1711 of 2023 Inre O.A. No. 464 of 2021

Ex Nk Desh Raj Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Pushendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 R Chandra, Ld. Counsel for the applicant and Shri Pushendra Mishra, Ld. counsel for the respondents are present.</p> <p>2. Compliance report has not been filed.</p> <p>3. Applicant has filed impleadment application for impleadment of respondent No 5 and 6 in array of parties which is taken on record.</p> <p>4. There being no objection from learned counsel for the respondents, impleadment application is allowed. Learned counsel for the applicant is granted a week's time to implead respondent No 5 and 6.</p> <p>5. Shri DC Lohumi, Advocate present in the Tribunal accepted notice on behalf of respondent No 5 and 6, therefore, notice need not be sent to respondent No 5 and 6.</p> <p>6. List on 22.11.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
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ORDER SHEET

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

EX-A. No. 14 of 2023 Inre O.A. No. 557 of 2021

Smt Laxmi Bai @ Lachhi Devi W/O Late Ex Hav Radhey Lal Applicant
By Legal Practitioner for the Applicant: Shri Rohitash Kumar Sharma, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Mrs Deepti P Bajpai, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Rohitash Sharma, Ld. Counsel for the applicant is present.2. Compliance report has not been filed.3. Learned counsel for the applicant submits that requisite papers have been submitted to respondents.4. Learned counsel for the respondents prays for and is allowed four weeks further time to file affidavit of compliance.5. List on 12.12.2023. <p>(Maj Gen Sanjay Singh) 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. 14)

EX-A. No. 294 of 2023 Inre O.A. No. 20 of 2022

Hav (PA) Babban Chayhan

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms. Preeti Mala, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Manoj Kumar Awasthi, Ld. Counsel for the applicant and Ms. Preeti Mala, Ld. counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed. Learned counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance.</p> <p>3. List on 13.12.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 15)

EX-A. No. 296 of 2023 Inre O.A. No. 642 of 2022

Smt Ran Maya Gurung, W/o Late Rfn Am Bahadur Gurung Applicant
By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

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>11.10.2023</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 is present. Learned counsel for the respondents is not present.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Departmental Representative for the respondents submits that matter is pending before Line Directorate. He prays for and is allowed four weeks further time to file compliance report.</p> <p>4. List on 03.01.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 16)

EX-A. No. 297 of 2023 Inre O.A. No. 312 of 2022

Smt Lal Maya Rana, W/o Late Ex Rfn Durga Bahadur Rana Applicant
By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Shri Pushendra Mishra, Ld. counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed. Learned counsel for the respondents prays for and is allowed four weeks further time to file compliance report.</p> <p>3. List on 03.01.2024.</p> <p>(Maj Gen Sanjay Singh) 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. 17)

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>11.10.2023</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, Dr. Gyan Singh, learned counsel for the respondents is present. None is present for the applicant.</p> <p>2. Rejoinder affidavit has not been filed, therefore, opportunity to file rejoinder affidavit is closed.</p> <p>3. List on 04.01.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) 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. 872 of 2022

Ex Sub (Lab Tech) Rajeev Kumar Applicant
By Legal Practitioner for the Applicant: Shri Sanjai Srivastava
and Shri Anchit Srivastava, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Shri Manu Kumar Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Sanjai Srivastava, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks.</p> <p>4. List on 29.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 19)

O.A. No. 165 of 2023

Ex Sub Ravi Sharan Singh

Applicant

By Legal Practitioner for the Applicant: Shri Ravi Kumar Yadav, 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>11.10.2023</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 Ravi Kumar Yadav, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. counsel for the respondents.</p> <p>2. Arguments heard.</p> <p>3. Order is reserved.</p> <p>(Maj Gen Sanjay Singh) 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. 20)

O.A. No. 232 of 2023

Smt Kalpana Tripathi W/O Late Hav Yatindra Kumar Tripathi

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms. Kavita Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ashok Kumar, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Rejoinder affidavit has not been filed.</p> <p>3. Learned counsel for the applicant prays for and is granted two weeks further time to file rejoinder affidavit.</p> <p>4. List on 29.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 21)

O.A. No. 333 of 2023

Ex Hav Narendra Singh Chauhan

Applicant

By Legal Practitioner for the Applicant: Shri Virat Anand Singh, Shri Raj Kumar Tiwari
and Shri Rahul Dev Tripathi, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms. Kavita Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ms. Kavita Mishra, Ld. counsel for the respondents are present.</p> <p>2. Rejoinder affidavit and amendment application has not been filed.</p> <p>3. Learned counsel for the applicant prays for and is granted a week's time to file rejoinder affidavit and amendment application.</p> <p>4. List on 29.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 22)

O.A. No. 580 of 2023

Smt Chandrami Devi Applicant
By Legal Practitioner for the Applicant: Shri VP Pandey and Shri RK Singh, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Ms. Appoli Srivastava, Mohd. Zafar Khan
and Shri Rahul Pal, Advocates

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 VP Pandey, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondent No 1 to 5 and Mohd Zafar Khan, Ld. counsel for the respondent No. 6 and 7 and Shri Rahul Pal, learned counsel for the respondent No 8 are present.</p> <p>2. Counter affidavit filed on behalf of the respondents No. 6 and 7 is taken on record.</p> <p>3. Learned counsel for the respondent No 1 to 5 and 8 prays for and is allowed two weeks time to file counter affidavit.</p> <p>4. List on 11.12.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 23)

O.A. No. 767 of 2023

Ex Sub Rakesh Kumar Tripathi

Applicant

By Legal Practitioner for the Applicant: Shri Satya Narayan Mishra
and Shri Onkar Singh, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Pushpendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Satya Narayan Mishra, Ld. Counsel for the applicant and Shri Pushpendra Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit filed on behalf of the respondents is taken on record.</p> <p>3. O.A. is allowed.</p> <p>4. For orders, see our order passed on separate sheets.</p> <p>(Maj Gen Sanjay Singh) 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. 24)

O.A. No. 782 of 2023 with M.A. 932 of 2023

Ex Sub Hridayanand Yadav Applicant
By Legal Practitioner for the Applicant: Shri Dhiraj Kumar, Shri Tatsat Shukla
and Shri Rahul Pal, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Ms. Kavita Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Rahul Pal, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. counsel for the respondents are present.</p> <p>2. Objection filed by learned counsel for the respondents is taken on record.</p> <p>3. Learned counsel for the applicant prays for and is allowed four weeks time to file reply, if any.</p> <p>4. List on 03.01.2024.</p> <p>(Maj Gen Sanjay Singh) 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. 25)

O.A. No. 991of 2023 with M.A. No. 1324 of 2023

Ex Nk Birendra Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Pushpendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Pushpendra Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Objection on delay condonation application has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is granted a week's time to file objection, if any.</p> <p>4. List on 29.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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.26)

O.A. No. 993 of 2023

Ex JWO Devendra Pal Sharma

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Pushendra Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Amit Ashthana, Ld. Counsel for the applicant and Shri Pushendra Mishra, Ld. Counsel for the respondents are present.2. Counter affidavit has not been filed.3. Learned counsel for the respondents prays for and is allowed a week's time as last opportunity to file counter affidavit.4. List on 25.10.2023. <p>(Maj Gen Sanjay Singh) 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. 27)

O.A. No. 1003 of 2023 with M.A. No. 1334 of 2023

Ex Hav Rohit Kumar Applicant
By Legal Practitioner for the Applicant: Shri Dhiraj Kumar, Shri Tatsat Shukla
and Shri Rahul Pal, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Ms. Kavita Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Rahul Pal, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Objection on maintainability of O.A. and delay condonation application filed by learned counsel for the respondents is taken on record.</p> <p>3. Learned counsel for the applicant prays for and is granted two weeks time to file reply on objection filed by the respondents.</p> <p>4. List on 22.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 28)

O.A. No. 1034 of 2023

Hav (DMT) Shiv Pujan Kumar Dixit

Applicant

By Legal Practitioner for the Applicant: Shri Raj Kumar Mishra, Ms. Upasna Mishra,
and Shri Satya Narayan Mishra, 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>11.10.2023</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 Satya Narayan Mishra, Ld. Counsel for the applicant is present. Learned counsel for the respondents is not present.2. Objection has not been filed by learned counsel for the respondents.3. Departmental Representative for the respondents prays for and is allowed two weeks further time to file objection, if any.4. List on 22.11.2023. <p>(Maj Gen Sanjay Singh) 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. 29)

O.A. No. 1046 of 2023 with M.A. No. 1406 of 2023

Sub (RT) Devendra Kumar Pandey

Applicant

By Legal Practitioner for the Applicant: Shri Dhiraj Kumar, Shri Kapil Sharma,
Shri Rakesh and Shri D Kumar, Advocates

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>11.10.2023</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 Dhiraj Kumar, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>2. Amendment application has not been filed by learned counsel for the applicant.</p> <p>3. Learned counsel for the applicant prays for and is granted a week's further time to file amendment application, if any, failing which this application shall be dismissed for non prosecution.</p> <p>4. List on 01.12.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 30)

O.A. No. 1052 of 2023 with M.A. No. 1416 of 2023

Rajana Pandey W/o Late Spr Akhilesh Kumar Pandey Applicant

By Legal Practitioner for the Applicant: Shri Narayan Dutt Mishra, 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><u>11.10.2023</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 Narayan Dutt Mishra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.2. Objection on maintainability of this application filed by learned counsel for the respondents is taken on record. Replication, if any, may be filed within two weeks.3. List on 04.12.2023. <p>(Maj Gen Sanjay Singh) 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. 31)

T.A. No. 36 of 2022

Abhishek Kumar Mishra S/o Sh Krishna Kumar Mishra Petitioner
By Legal Practitioner for the Petitioner: Shri Virat Anand Singh, 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>11.10.2023</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 petitioner is present. Learned counsel for the respondents is not present.</p> <p>2. Objection on maintainability of O.A. has not been filed by learned counsel for the respondents.</p> <p>3. Departmental Representative for the respondents prays for and is allowed a week's time as last opportunity to file objection, if any.</p> <p>4. List on 11.12.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 32)

T.A. No. 24 of 2023

Sigmn Umesh Pal

Petitioner

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

Versus

Union of India & Others

Respondents

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Rahul Pal, Ld. Counsel for the petitioner and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.2. Shri Rahul Pal, Advocate appearing on behalf of the petitioner submits that petitioner wants to withdraw this petition.3. After perusing the record we find that petitioner has not filed affidavit stating that he intends to withdraw this petition.4. List on 24.11.2023.5. On the date fixed, petitioner shall be present before the Tribunal to state that he intends to withdraw this petition or he may file affidavit to this effect. <p>(Maj Gen Sanjay Singh) 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. 33)

T.A. No. 25 of 2023

Sijar Kumar Dhaka

Petitioner

By Legal Practitioner for the Petitioner: Shri, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Ram Saran Awasthi, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ram Saran Awasthi, Ld. Counsel for the respondents is present. None is present on behalf of the petitioner.</p> <p>2. This petition has been received on transfer from Hon'ble High Court of Allahabad. Notice sent to petitioner on both addresses has been received back unserved.</p> <p>3. Let fresh notice be issued to petitioner and also to the counsel who had filed this petition on behalf of the petitioner in Hon'ble High Court, Allahabad returnable within four weeks. Steps within a week.</p> <p>4. List on 20.12.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 34)

O.A. No. 164 of 2013 with M.A. No. 1406 of 2014

Warrant Officer Shashi Kant Chaturvedi Applicant
By Legal Practitioner for the Applicant: In Person
Shri KKS Bisht, 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>11.10.2023</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, WO Shashi Kant Chaturvedi (Retd), in person is present. Learned counsel for the respondents is not present.</p> <p>2. Supplementary affidavit filed by applicant is taken on record. Reply, if any, be filed by learned counsel for the respondents within three weeks.</p> <p>3. List on 08.11.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) 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. 35)

O.A. No. 549 of 2018

Ex Hav Suryabhan Applicant
By Legal Practitioner for the Applicant: Shri Shailendra Kumar Singh, Advocate
Shri Om Prakash Kushwaha, 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>11.10.2023</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 is present. Learned counsel for the respondents is not present.</p> <p>2. On request made on behalf of the respondents, the case is passed over for the day.</p> <p>3. List on 08.01.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) 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. 36)

O.A. No. 381 of 2021

Ex Maj Taj Mohd Sheikh Applicant
By Legal Practitioner for the Applicant: Shri Kazim Ibrahim, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Asheesh Agnihotri, Ld. Counsel for the respondent No 1 to 5, and Shri Ashutosh Kumar Srivastava, learned counsel for the respondent No 6 are present. None is present for the applicant.</p> <p>2. Learned counsel for the respondent No 6 submits that AGIF amount has already been paid to the applicant and there is no dues against respondent No 6. Learned counsel for the respondent No 1 to 5 submits that leave encashment amount has also been sanctioned on 08.08.2023.</p> <p>3. In view of the above respondents are directed to bring this fact on record by way of affidavit within two weeks.</p> <p>4. List on 11.01.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) 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. 38)

O.A. (A) No. 370 of 2018

Ex Sub Maj Liladhar

Applicant

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

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>11.10.2023</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 Yashpal Singh, Ld. Counsel for the applicant is present. Learned counsel for the respondents is not present.</p> <p>2. Applicant was directed to file written submission but the same has not been filed.</p> <p>3. Learned counsel for the applicant prays for and is allowed 10 days time to file written submission.</p> <p>4. List on 29.11.2023.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) 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. 39)

O.A. (A) No. 79 of 2023 with M.A. No. 70 of 2023

Rifmn Tirath Ram Applicant
By Legal Practitioner for the Applicant: Shri Yashpal 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>11.10.2023</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 Yashpal Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents duly assisted by Maj Naman Gupta, Departmental Representative for the respondents on bail application and have gone through the record.</p> <p><u>M.A. No. 70 of 2023</u></p> <p>2. Applicant has filed this application under Section 15 (3) of the Armed Forces Tribunal Act, 2007 seeking order of release him on bail during pendency of Original Application (Appeal) filed by him against the order dated 14.05.2022 passed by General Court Martial (GCM) by which appellant has been sentenced for five years rigorous imprisonment and dismissal from service.</p> <p>3. The case against the appellant is that while being employed as Sahayak/buddy (period 19.01.2020 to 16.02.2020) of an officer of Lieutenant Colonel rank posted at Army Base Workshop, Meerut he used to pick and drop both the minor daughters of the officer to school and tuition classes and on 16.02.2022 in the evening at the residence of the officer he committed aggravated sexual assault on both the minor girls of the officer. The charges against the appellant are that he groped right breast of the daughter of the officer aged about thirteen years (at the time of occurrence) with sexual intent and also hugged the second daughter of the officer aged about eight years. The applicant underwent trial on the above charges by the GCM and was ordered to be dismissed from service and to suffer rigorous imprisonment for five years after charges being found proved.</p> <p>4. Learned counsel for the appellant submitted that appellant has not committed the offence and has been falsely implicated. He further submitted that findings recorded by the GCM holding appellant guilty for the charges levelled against him are based on unreliable evidence. He has no criminal history. The FIR has been lodged in police station after one day of the</p>

occurrence. No proper opportunity of defence has been provided to him. There is no independent witness of the occurrence. Learned counsel for the appellant further submitted that mother of the girls was not examined. It has also been submitted by learned counsel for the appellant that he is married person and he has been under close arrest/military custody since the very beginning of the GCM proceedings which commenced on 21.03.2022 and after punishment he is lodged in Agra jail since 19.10.2022.

5. Learned counsel for the respondents vehemently opposed the prayer and submitted that findings of conviction recorded by the GCM are based on cogent evidence as both victims have deposed in support of the charges. He further submitted that looking to nature of offence committed by the appellant against female minor children aged about thirteen years and eight years, appellant does not deserve to bail.

6. The appellant is an Army personnel against whom the charges of aggravated sexual assault against minor children was reported to concerned authority on very next day and FIR was lodged against the appellant. The victims, who are two female children aged about thirteen years and eight years (at the time of offence) have categorically stated that they were sexually assaulted by the appellant. They have also stated that their parents were not in home at that time. It is reported in GCM proceedings that plenty of opportunities of defence was given to the appellant. No reasonable cause of false implication has been given to the appellant.

8. Considering the submissions of learned counsel for the parties, material available on record and that appellant has been held guilty for aggravated sexual assault against minor female children which is a heinous crime, we do not find a fit case of bail.

9. Accordingly, application for bail is **rejected**.

10. M.A. No. 70 of 2023 is disposed of accordingly.

O.A. (A) No. 79 of 2023

11. List on **30.11.2023**.

(Maj Gen Sanjay Singh)
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. 40)

R.A. No. 22 of 2023 with M.A. No. 332 of 2023 Inre O.A. No. 590 of 2017

Sqn Ldr DH Prasad (Retd) & Others Applicants
By Legal Practitioner for the Applicants: Shri Vijay Kumar Pandey, Advocate

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>11.10.2023</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 is present.</p> <p>2. It is submitted on behalf of the respondents that learned counsel for the respondents is not present today.</p> <p>3. Departmental Representative for the respondents prays for adjournment of the case. Accordingly, the case is passed over for the day.</p> <p>4. List on 08.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 41)

R.A. No. 23 of 2023 with M.A. No. 334 of 2023 Inre O.A. No. 599 of 2017

Maj Rajendra Singh (Retd) & 23 Others Applicants
By Legal Practitioner for the Applicants: Shri Vijay Kumar Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Ms. Appoli Srivastava, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p>2. As prayed by learned counsel for the applicant, the case is passed over for the day.</p> <p>3. List on 08.11.2023.</p> <p>(Maj Gen Sanjay Singh) 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. 42)

T.A. No. 20 of 2017

Dhananjay Kumar

Petitioner

By Legal Practitioner for the Petitioner: Shri Raj Kumar Mishra, Advocate
Maj Vinay Sharma, Advocate
Shri Kapil Sharma, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Kaushik Chatterjee, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.10.2023</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 Raj Kumar Mishra, Ld. Counsel for the petitioner and Shri Kaushik Chatterjee, Ld. Counsel for the respondents are present.</p> <p>2. Learned counsel for the petitioner submits that applicant has died.</p> <p>3. As prayed, list on 07.12.2023.</p> <p>(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p>(Justice Anil Kumar) Member (J)</p>