

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

**O.A. No. 993 of 2023 with M.A. No. 1326 of 2023**

**Ex JWO Devendra Pal Sharma** Applicant  
By Legal Practitioner for the Applicant: Shri Amit Asthana, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <p>1. Memo of appearance filed by Shri Pushpendra Mishra, 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.</p> <p><b><u>M.A. No. 1326 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 a delay of 01 year and 08 months in filing original application.</p> <p>4. Heard Shri Amit Asthana, Ld. Counsel for the applicant and Shri Pushpendra 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. 993 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>11.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 2)**  
**O.A. No. 994 of 2023**

**Ex MWO (HFO) Vindeshwari Prajapati** Applicant  
By Legal Practitioner for the Applicant: Shri Amit Asthana, 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>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, 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. Heard Shri Amit Asthana, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents on admission.</li><li>3. Matter being related to stepping up of pay needs adjudication.</li><li>4. Admit.</li><li>5. Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit to which learned counsel for the applicant may file rejoinder affidavit, if any, within two weeks next.</li><li>6. List on <b>30.10.2023</b>.</li></ol> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 3)**  
**O.A. No. 995 of 2023**

**Ex Sub/Clk Sushil Kumar Dash** 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, 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 in the cause list when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>3. Learned counsel for the respondents prays for and is allowed two weeks time to seek instructions and file objection on maintainability and interim relief sought by the applicant.</p> <p>4. List on <b>12.09.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 4)**

**O.A. No. 996 of 2023 with M.A. No. 1327 of 2023**

**Ex MWO Sunil Kumar Sharma** Applicant

By Legal Practitioner for the Applicant: Shri Amit Asthana, Advocate

**Versus**

**Union of India & Others** Respondents

By Legal Practitioner for Respondents: Shri Vishvesh Kumar, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri Amit Asthana, Ld. Counsel for the applicant and WO SK Mishra, Departmental Representative for the respondents are present.</p> <p><b><u>M.A. No. 1327 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 a delay of 01 year and 08 months in filing original application.</p> <p>4. Heard Shri Amit Asthana, Ld. Counsel for the applicant and WO SK Mishra, Departmental Representative 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, the Departmental Representative 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. 996 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>06.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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**  
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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2 (Supp SI. No. 5)**

**O.A. No. 997 of 2023 with M.A. No. 1328 of 2023**

**Ex Sub Durga Shanker Pathak** Applicant  
By Legal Practitioner for the Applicant: Shri Tatsat Shukla, Shri Dhiraj Kumar and Shri Rahul Pal, Advocates

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <p>1. Memo of appearance filed by Mrs Deepti Prasad Bajpai, 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.</p> <p><b><u>M.A. No. 1328 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 a delay of 08 year and 08 months and 01 day in filing original application.</p> <p>4. Heard Shri Rahul Pal, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, learned 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, the Departmental Representative 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. 997 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>17.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 6)**

**O.A. No. 1001 of 2023 with M.A. No. 1332 of 2023**

**Vishal Singh S/o Santosh Singh Chauhan**  
**(Assam Rifles)**

Applicant

By Legal Practitioner for the Applicant: Ms Pooja Tripathi, Shri Jharna Kumar and Shri Ambikesh Singh, Advocates

**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>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <p>1. Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown in the cause list when the case is listed next.</p> <p>2. On the case being taken up for hearing, Ms Pooja Tripathi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>3. Learned counsel for the respondents prays for and is granted three weeks time to seek instructions and file objection on maintainability of Original Application.</p> <p>4. List on <b>25.09.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 7)**  
**O.A. No. 1002 of 2023 with M.A. No. 1333 of 2023**

**Maj J Belwal (Retd)** 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>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <p>1. Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown in the cause list when the case is listed next.</p> <p>2. 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>3. There is delay of 16 years, 11 months and 20 days in filing Original Application. Learned counsel for the applicant has moved application for condonation of delay in filing Original Application.</p> <p>4. Learned counsel for the respondents prays for and is allowed four weeks time to seek instructions and file objection on delay condonation application.</p> <p>5. List on <b>30.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 8)**  
**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 Rahul Pal and Shri  
Tatsat Shukla, Advocates

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents: Mrs Kavita Mishra Belaura, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <p>1. Memo of appearance filed by Mrs Kavita Mishra Belaura, 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.</p> <p>2. On the case being taken up for hearing, Shri Rahul Pal, Ld. Counsel for the applicant and Mrs Kavita Mishra Belaura, Ld. Counsel for the respondents are present.</p> <p>3. There is delay of 10 years and 06 months in filing Original Application. Learned counsel for the applicant has moved application for condonation of delay in filing Original Application.</p> <p>4. Learned counsel for the respondents prays for and is allowed three weeks time to seek instructions and file objection on delay condonation application and maintainability of this O.A.</p> <p>5. List on <b>11.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp SI. No. 9)

O.A. No. 1006 of 2023 with M.A. No. 1337 of 2023

Saraswati Devi W/o Late Sub Kedar Singh Applicant  
By Legal Practitioner for the Applicant: Shri Dhiraj Kumar and Shri Rahul Pal, Advocates

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>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, 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 in the cause list when the case is listed next.</p> <p><b><u>M.A. No. 1337 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 a delay of 05 years and 08 months in filing original application.</p> <p>4. Heard Shri Dhiraj Kumar and Shri Rahul Pal, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, learned 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, the Departmental Representative 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. 1006 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>30.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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 (Supp Sl. No. 10)**  
**Dy No. 2753 of 2023 Inre O.A. (A) No 784 of 2020**

**Union of India & Ors** Applicant-respondents  
By Legal Practitioner for the Applicants: Dr. Shailendra Sharma Atal, Advocate

**Versus**

**Ex Gnr Naresh Kumar Sharma** Respondent-applicant  
By Legal Practitioner for Respondent: Shri....., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing, Dr. Shailendra Sharma Atal, Ld. Counsel for the applicant-respondents is present.</li><li>2. As reported by the registry there is delay of 04 days in filing leave to appeal.</li><li>3. Learned counsel for the applicant-respondents opposing the report furnished by the registry submitted that there is no delay in filing leave to appeal. He submitted that impugned order was passed on 12.07.2023 and certified copy was prepared and served to applicant-respondents on 17.07.2023 which shows that there is no delay in filing leave to appeal as leave to appeal was filed on 16.08.2023.</li><li>4. In view of the above, there being no delay in filing leave to appeal, objection raised by the registry is rejected.</li><li>5. Registry is directed to register this case.</li><li>6. List on <b>28.08.2023</b>.</li></ol> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</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. 2)**  
**Ex-A/348 of 2022 Inre O.A. No. 774 of 2021**

**Ex PO LOG (MAT) Rahul Dev** Applicant  
By Legal Practitioner for the Applicant: Shri Manoj Kumar Awasthi, Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>22.08.2023</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt Gen Anil Puri, 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 Amit Jaiswal, learned counsel for the respondents are present.</p> <p>2. Compliance report filed on behalf of the respondents is taken on record. It is submitted in compliance report that in compliance of the order of this Tribunal, Govt sanction has been accorded on 19.05.2023.</p> <p>3. Affidavit of complete compliance of the order has not been filed. In this regard Shri Amit Jaiswal, learned counsel for the respondents submits that no one has come from Navy to apprise him correct position of the implementation of the order, therefore, he does not know about the present status of the implementation.</p> <p>4. Registry is directed to inform concerned authorities of Navy Department for effective 'Pairvi' of this case to avoid adverse order.</p> <p>5. List on <b>03.10.2023</b>.</p> <p style="text-align: center;"><b>(Lt Gen Anil Puri)</b> <b>Member (A)</b> <i>rathore</i></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p>