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

M.A. No. 1591 of 2023 with O.A. No. 1008 of 2022

MWO Shambhu Sharan Singh(Retd)

Applicant

By Legal Practitioner for the Applicant: Shri, Advocate

Versus

Union of India & Others

Respondents

By Legal F	ractitioner for	Respondents: Ms. Prerna Singh, Advoca	te
Notes of	Orders of th	ne Tribunal	
the			
Registry			
	22.09.2023	Luctice And Kumen Member (1)	
		<u>Justice Anil Kumar, Member (J)</u> Gen Anil Puri, Member (A)	
	HOH BIE LE	Sen Amir un, Member (A)	
	1. Hea	ard Ms. Prerna Singh, Ld. Central Govt	Standing Counsel on
	correction application.		
	2. This a	application has been filed for correction in	order dated 01.12.2022
	passed by th	is Tribunal in O.A. No. 1008 of 2022.	
	3. For th	e reasons stated in affidavit, correction app	olication is allowed.
	4. Date	of discharge, date of increment and date	e of notional increment
	have been co	orrected to read as under :-	
	(a)	Date of discharge – For '30.06.2019', Rea	d '30.06.2020.'
	(b)	Increment – For '01.07.2019', Read '01.07	7.2020'.
	(c)	Notional increment - For '01.07.2018	to 30.06.2019', Read
	'01.07	'.2019 to 30.06.2020'.	
	5. With t	he aforesaid correction, application stands	disposed of.
		en Anil Puri) ember (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2</u> (Suppl. No. 2)

M.A. No. 1592 of 2023 with M.A. No. 1593 of 2023 Inre O.A. No. 379 of 2021

Union of India & Others

Applicants-Respondents

By Legal Practitioner for the Applicants: Shri Somesh Singh, Advocates

Versus

Smt Sarswati Devi widow of Late Nb/Sub Digember Singh Kholia

Respondent-Applicant

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

Notes	of
the	
Regist	rv

Orders of the Tribunal

<u>22.09.2023</u>

Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Lt Gen Anil Puri, Member (A)

- Heard Shri Somesh Singh, Ld. Counsel for the applicants-Union of India & Others.
- 2. This application has been filed under Section 31 of the Armed Forces Tribunal Act, 2007 against the judgment and order dated 07.07.2022 of this Tribunal in Original Application No. 379 of 2021.
- 3. There is a delay of 406 days in filing of leave to application.
- 4. Submission of Ld. Counsel for the applicants Union of India & Others is that delay in filing leave to appeal is not deliberate. His further submission is that after the Judgment applicants sent the order to the competent authority for obtaining legal opinion for compliance and after receiving legal opinion, higher authorities given instruction to file Leave to Appeal. Thus, his submission is that delay is not deliberate, but due to time taken by the department in processing the case for filing of leave to appeal application.
- 5. Having heard the submission of Ld. Counsel for the applicants Union of India & others and considering the facts and circumstances of the case, we find that explanation offered by the applicants for delay in filing Leave to Appeal is not sufficient. It is settled in law that if time limit is given for filing of any application and the same is not filed within that time limit, delay should be explained on day to day basis which applicants have utterly failed in the present case.
- 6. In the result, we find that delay is not condonable.
- 7. Accordingly, delay condonation application is **rejected**.
- 8. Leave to Appeal being time barred is also **rejected**.

(Lt Gen Anil Puri) Member (A) (Justice Anil Kumar) Member (J)

SB/RPM

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2 (Suppl. No. 3)</u>

M.A. No. 1613 of 2023 Inre O.A. (A). 898 of 2023

Ex Lt (MNS) Imrana Begum

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

1	22.09.2023 Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Lt Gen Anil Puri, Member (A) 1. Heard Shri Vinay Pandey, Ld. counsel for the applicant and Dr. Shailandra Sharma Atal. Ld. Counsel for the respondents on early hearing.
2 H H	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Lt Gen Anil Puri, Member (A) 1. Heard Shri Vinay Pandey, Ld. counsel for the applicant and Dr.
1	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Lt Gen Anil Puri, Member (A) 1. Heard Shri Vinay Pandey, Ld. counsel for the applicant and Dr.
1	Hon'ble Lt Gen Anil Puri, Member (A) 1. Heard Shri Vinay Pandey, Ld. counsel for the applicant and Dr.
1	1. Heard Shri Vinay Pandey, Ld. counsel for the applicant and Dr.
	Shailandra Sharma Atal I.d. Councal for the respondents on early hearing
1	Shailendra Sharma Atal, Ld. Counsel for the respondents on early hearing
а	application.
2	2. Having heard submissions of both sides, early hearing application is
а	allowed.
3	3. List this case expediting for hearing on 29.09.2023.
	(Lt Gen Anil Puri) (Justice Anil Kumar) Member (A) Member (J)

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

O.A. No. 1093 of 2023 with M.A. No. 1488 of 2023

Hav Rakesh Kumar Sharma

Applicant

By Legal Practitioner for the Applicant: Ms. Alka Saksena, Advocate

Versus

Union of India & Others

Respondents

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

Notes of	Orders of the Tribunal		
the			
Registry	00.00.0000		
	22.09.2023		
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Lt Gen Anil Puri, Member (A)		
	Tion ble Lt Gen Aim i un, Member (A)		
	1. Memo of Appearance filed by Shri Bipin Kumar Singh, Advocate o	n	
	behalf of the respondents is taken on record. His name shall be shown a	S	
	Counsel for the respondents when the case is listed next.		
	2. On the case being taken up for hearing, applicant Ms. Alka Saksena, Lo	l.	
	counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for th	е	
	respondents are present.		
	3. This Original Application has been filed with delay of 11 months and 2	1	
	days.		
	4. Learned counsel for the respondents prays for and is granted two week	S	
	time to seek instruction and file objection on maintainability and dela	у	
	condonation application.		
	5. List on 16.10.2023.		
	(Lt Gen Anil Puri) (Justice Anil Kumar Member (A) Member (J)	·)	

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

EX.A. No. 314 of 2023 Inre O.A. No. 1028 of 2022

Ex Nk Ramfer Singh

Applicant

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

Versus

Union of India & Others

Respondents

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

Notes of	Orders of the Tribunal	
the		
Registry		
	22.09.2023	
	Hon'ble Mr. Justice Anil Kumar, Member (J) Hon'ble Lt Gen Anil Puri, Member (A)	
	The state of the s	
	1. Memo of Appearance filed by Shri Arun Kumar Sahu, Advocate on be	ehalf
	of the respondents is taken on record. His name shall be shown as Counse	l for
	the respondents when the case is listed next.	
	2. On the case being taken up for hearing, Shri R Chandra, Ld. Counse	el for
	the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents	are
	present.	
	3. This Original Application has been filed for execution of order date.	ated
	06.04.2023 passed in Original Application No. 1028 of 2022. This is fi	resh
	execution application. Ld. Counsel for the respondents prays for and is grad	nted
	four weeks time to seek instructions and to file affidavit of compliance.	
	4. List on 06.12.2023.	
	(Lt Gen Anil Puri) (Justice Anil Kur Member (A) Member (J)	mar)
	rpm/sb	

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

M.A. No. 1493 of 2023 Inre O.A. No. 444 of 2023

Ex HFO (MWO) Yogendra Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Adesh Kumar Gupta, Advocate

Notes of	Orde	rs of the Tribunal	
the Registry			
Registry	22.09	0.2023	
	Hon'l	ble Mr. Justice Anil Kumar, Member (J)	
	Hon'l	ble Lt Gen Anil Puri, Member (A)	
	1.	Memo of Appearance filed by Shri Adesh Kum	nar Gupta, Advocate on
	behalf of the respondents is taken on record. His name shall be shown as		
	Coun	sel for the respondents when the case is listed nex	ĸt.
	2.	Heard Shri Vinay Pandey, Ld. Counsel for the approximately	pplicant and Shri Adesh
	Kumar Gupta, Ld. Counsel for the respondents.		
	3.	This application has been filed for correction in	order dated 13.07.2023
	passed by this Tribunal in O.A. No. 444 of 2023.		
	4.	For the reasons stated in affidavit, correction app	olication is allowed.
	5.	Service No. of the applicant, i.e. 'No. 680675-R'	has been mentioned in
	the tit	le of the judgment.	
	6.	With the aforesaid correction, application stands	disposed of.
	, ,	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (SI. No.4)

EX. A. No. 189 of 2022 Inre O.A. No. 444 of 2019

Ex MWO Hari Narayan Shukla

Applicant

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

Versus

Respondents

Union of India & Others(Army)

By Legal Practitioner for Respondents: Shri RC Shukla, Advocate

	ractitioner for Respondents: Shri RC Shukla	, Auvocale	
Notes of	Orders of the Tribunal		
the			
Registry			
	<u>22.09.2023</u>		
	Hon'ble Mr. Justice Anil Kumar, Member (<u>J)</u>	
	Hon'ble Lt Gen Anil Puri, Member (A)		
	1. On the case being taken up for hear	ng, Shri Sudhir Kumar Singh, Ld.	
	Counsel for the applicant, Shri RC Shukla, Ld. Counsel for the respondents		
	and Shri Rajeev Tiwari, Accounts Officer, PC	DA(P), Prayagraj are present.	
	2. Compliance report filed by Ld. Couns	el for the respondents is taken on	
	record.		
	3. Objection, if any, may be filed by Ld. 0	Counsel for the applicant within two	
	weeks.		
	4. List on 10.11.2023.		
	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)	
	Tpitiroo		

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (SI. No.5)

EX. A. No. 353 of 2022 Inre O.A. No. 785 of 2021

Ex Sub (Nur Tech) Dhanabalan R

Applicant

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

Versus

Union of India & Others(Army)

Respondents

Notes of		ers of the Tribunal	
the			
Registry			
		9.2023	
		ble Mr. Justice Anil Kumar, Member (J)	
	Hon'	ble Lt Gen Anil Puri, Member (A)	
	1.	On the case being taken up for hearing,	Shri KKS Bisht, Ld. Counsel for
	the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents and		
	Shri	Rajeev Tiwari, Accounts Officer, PCDA(P),	Prayagraj are present.
	2.	Compliance report filed by Ld. Counsel f	for the respondents is taken on
	recor	rd.	
	3.	Objection, if any, may be filed by Ld. Cou	nsel for the applicant within two
	week	ss.	
	4.	List on 10.11.2023.	
	rpm/sb	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2</u> (SI. No. 6)

EX. A. No. 394 of 2022 Inre O.A. No. 814 of 2021

Ex ACP Nb Sub Mahendra Kumar Singh

Applicant

By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey, Advocate

Versus

Chief of Army Staff & Others

Respondents

Notes of	Order	s of the Tribunal	
the	0.00		
Registry			
	22.09.	<u>2023</u>	
	Hon'b	le Mr. Justice Anil Kumar, Member (J)	
	Hon'b	le Lt Gen Anil Puri, Member (A)	
	1.	On the case being taken up for hearing, Shri Vij	ay Kumar Pandey, Ld.
	Couns	el for the applicant and Shri Yogesh Kesarwan	i, Ld. Counsel for the
	respor	ndents are present.	
	2.	Affidavit of compliance has not been filed.	
	3.	Ld. Counsel for the respondents submits that this	case is pending before
	PS-4.	He prays for and is granted three weeks further	time to file affidavit of
	compl	iance.	
	4.	List on 10.11.2023.	
	rpm/sb	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)

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

EX. A. No. 16 of 2023 Inre O.A. No. 120 of 2022

Ex Hav Hriday Narayan Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms. Deepti P Bajpai, Advocate

		oner for Respondents: Ivis. Deepti P Bajpai, Advi	ocale
Notes of	Orde	rs of the Tribunal	
the			
Registry			
		<u>.2023</u>	
	Hon't	ole Mr. Justice Anil Kumar, Member (J)	
	Hon't	ole Lt Gen Anil Puri, Member (A)	
	1.	On the case being taken up for hearing, Shri Sai	ntosh Singh, Ld. Counsel
	for the	e applicant and Major Uma Yadav, Department	al Representative for the
	respo	ndents are present.	
	2.	Affidavit of compliance has not been filed.	
	3.	Departmental Representative prays for and is g	ranted two weeks further
	time t	o file affidavit of compliance on payment of cost o	of Rs. 5,000/
	4.	List on 21.11.2023.	
	rpm/sb	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (SI. No. 8)

EX. A. No. 195 of 2023 Inre: O.A. No. 546 of 2018

Lt Col Raja Singh Parihar (Retd)

Applicant

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

Versus

Union of India & Others

Respondents

Notes of	Orders of the Tribunal	
	Orders of the Tribunal	
the		
Registry	22.00.2022	
	22.09.2023	
	Hon'ble Mr. Justice Anil Kumar, Member (J)	
	Hon'ble Lt Gen Anil Puri, Member (A)	
	1. On the case being taken up for hearing, Shri SM Mustafa, Advo	cate
	holding brief of Shri VP Pandey, Ld. Counsel for the applicant and Shri Yog	gesh
	Kesarwani, Ld. Counsel for the respondents are present.	
	2. Notice has not been issued to respondents No. 4 and 5.	
	3. Let notice be issued to respondents No. 4 and 5 returnable within	four
	weeks. Step be taken within a week.	
	4. List on 17.11.2023.	
	(Lt Gen Anil Puri) (Justice Anil Kul Member (A) Member (J)	nar)

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (SI. No. 9)

M.A. No. 1242 of 2023 with M.A. No. 1243 of 2023 Inre O.A. No. 91 of 2023

Col Vijay Narayan Shukla, VSM

Applicant

By Legal Practitioner for the Applicant: Shri Veerendra Mohan, Advocate

	Versus
	ndia & Others Respondents
By Legal P	Practitioner for Respondents: Ms. Appoli Srivastava, Advocate
	Orders of the Tribunal
the	
Registry	22.09.2023
	Hon'ble Mr. Justice Anil Kumar, Member (J)
	Hon'ble Lt Gen Anil Puri, Member (A)
	1. Heard, Shri Veerendra Mohan, Ld. Counsel for the applicant and Ms.
	Appoli Srivastava, Ld. Counsel for the respondents.
	2. Applicant has moved application for leave to appeal under Section 31 of
	Armed Forces Tribunal Act, 2007. It is reported by the Registry that there is
	delay of 01 month and 11 days in filing this LTA.
	3. It is provided in Section 31 (2) of AFT Act, 2007 that application may be
	filed within 30 days from the date of judgment passed by the Tribunal.
	4. Applicant has moved M.A. No. 1242 of 2023 for condoning the delay in
	filing leave to appeal.
	5. Learned counsel for the respondents has filed objection on delay
	condonation application.
	6. Reply filed by the applicant on objection of the respondents is taken on
	record.
	M.A. No. 1242 of 2023
	7. As reported by the Registry, leave to appeal has been filed with delay of
	01 month and 11 days.
	8. It is submitted by learned counsel for the applicant that he has no
	knowledge about the passing of judgment on 25.05.2023. On 18.07.2023, on

- inquiry from Registry, it is transpired him that judgment has been passed on 11.07.2023. A request was made to supply copy of judgment by the applicant under the rules which was received on 01.08.2023. It is further submitted that there is no delay in filing application for leave to appeal.
- 9. Learned counsel for the respondents has vehemently opposed the submission made by learned counsel for the applicant and it is submitted by her that it has been wrongly stated that judgment was passed on 11.07.2023 but final order was passed on 25.05.2023 by the Tribunal after adjudicating the matter and there is delay in filing leave to appeal in terms of Section 31 of AFT Act, 2007 and delay has not been explained by the applicant as averred in delay condonation application.

10. After considering the submission made by learned counsel for the parties and perusing the record, we are of the view that delay of 01 month and 11 days as reported by the Registry is not deliberate but it seems to be due to reasons shown in the affidavit and delay condonation application is liable to be allowed. Accordingly, delay in filing leave to appeal is condoned and delay condonation application stands allowed.

M.A. No. 1243 of 2023

- 11. This application has been filed for grant of leave to appeal.
- 12. It is submitted by learned counsel for the applicant that there are so many grounds to allow the application. He further submits that order passed by the Tribunal is against the principles of natural justice and mandate of the Hon'ble Apex Court, vague and incorrect denial of facts by the respondents in their counter affidavit were not considered by the Tribunal against the respondents. The Tribunal has ignored the facts of lowering the assessment from Outstanding to Above Average by the same I.O. Judgment has not been passed after framing the issues involved in this case. Judgment is without reason, ignoring the law laid down in Rule 5, Order 20 of Civil Procedure Code and Order 20, Rule 4 (2) of Civil Procedure Code. It was declared and expressed by the Tribunal that the applicant has no case without writing the judgment which is against policy as laid down by the Hon'ble Apex Court.
- 13. Learned counsel for the respondents has opposed the contention of learned counsel for the applicant and submitted that no point of law of general public importance is involved in this matter and present matter is in *personam*.
- 14. After considering the submissions of learned counsel for the parties and perusing the record carefully, we are of the considered view that detailed judgment has been passed by the Tribunal and there is no point of law of general public importance is involved in this matter and application for leave to appeal is liable to be rejected.
- 15. Accordingly, leave to appeal is rejected.

(Lt Gen Anil Puri) Member (A) (Justice Anil Kumar) Member (J)

rpm/sb

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

<u>Court No.2</u> (SI. No. 10)

O. A. No. 743 of 2021 with Dy-No 541 of 2023

Smt Ambiya Khatoon

Applicant

By Legal Practitioner for the Applicant: Shri Vijay Kumar Pandey

and Shri Girish Tiwari, Advocates

Versus

Union of India & Others

Respondents

Notes of	Orders of the Tribunal	ii, ravoodto	
the			
Registry			
	22.09.2023		
	Hon'ble Mr. Justice Anil Kumar, Member (J)		
	Hon'ble Lt Gen Anil Puri, Member (A)		
	1. On the case being taken up for hearing, Sh	nri Vijay Kumar Pandey, Ld.	
	Counsel for the applicant and Shri Yogesh Kesa	irwani, Ld. Counsel for the	
	respondents No. 1 to 4 are present.		
	2. Learned counsel for the respondents No. 1 to 4 has already filed his		
	counter affidavit.		
	3. Service of notice is deemed to be sufficient on rest of the respondents		
	and case is proceeding ex-parte against them.		
	4. Rejoinder affidavit has already been filed.		
	5. Pleadings are complete.		
	6. List on 10.11.2023 for hearing.		
	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)	
	rpm/sb	- 1	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2 (SI. No. 11)</u>

O. A. No. 863 of 2022 with M.A. No. 1094 of 2022

Smt Hemlata W/O Late Ex Sep Manoj Kumar

Applicant

By Legal Practitioner for the Applicant: Shri Veer Raghav Chaubey, Advocate

Versus

Union of India & Others

Respondent

By Legal Practitioner for Respondents: Shri RC Shukla

and Mohd. Zafar Khan. Advocates

		and Mo	ohd. Zafar Khan, Advocates	
Notes of the Registry	Ord	ers of the Tribunal		
	<u>22.0</u>	<u> </u>		
	<u>Hor</u>	<u>n'ble Mr. Justice Anil Kumar, M</u>	<u> Member (J)</u>	
	<u>Hor</u>	n'ble Lt Gen Anil Puri, Member	<u>r (A)</u>	
	1.	On the case being taken up for	for hearing, Shri Veer Raghav Chaubey	, Ld.
	Cou	nsel for the applicant and Shr	ri RC Shukla and Mohd. Zafar Khan,	Ld.
	Cou	insel for the respondents are pre	esent.	
	2.	Learned counsel for the app	plicant prays for and is granted two we	eeks
	time	e, as last opportunity, to file rejoir	nder affidavit.	
	3.	List on 26.10.2023.		
		(Lt Gen Anil Puri) Member (A)	(Justice Anil Kur Member (J)	mar)
	rpm/s	b		

Form No. 4 **See rule 11(1) ORDER SHEET** ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2 (</u>SI. No. 12)

O. A. No.1021 of 2022

Buddhi Sagar Mishra S/o Late Ex Nk Awadesh Mishra & another
By Legal Practitioner for the Applicant: Shri Parijaat Belaura, Advocate **Applicants Versus**

Union of India & Others
By Legal Practitioner for Re

Respondents

ndente: Dr. Shailendra Shar

	ractitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate	
Notes of	Orders of the Tribunal	
the		
Registry	00.00.000	
	22.09.2023	
	Hon'ble Mr. Justice Anil Kumar, Member (J)	
	Hon'ble Lt Gen Anil Puri, Member (A)	
	1. On the case being taken up for hearing, Shri Parijaat Bela	ura, Ld.
	Counsel for the applicants and Dr. Shailendra Sharma Atal, Ld. Counsel	el for the
	respondents are present.	
	2. Counter affidavit filed on behalf of the respondents is already on	record.
	3. Leaned counsel for the applicant does not intent to file r	ejoinder
	affidavit.	
	4. Pleadings are complete.	
	5. List on 06.11.2023 for hearing.	
	(Lt Gen Anil Puri) (Justice Anil Member (A) Member	•

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 13)

O.A. No. 37 of 2023

Ex Hav Amod Kumar Rai

Applicant

By Legal Practitioner for the Applicant: Shri Bhanu Pratap Singh Chauhan, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Rajeev Narayan Pandey, Advocate

Notes of	Orders of the Tribunal				
the					
Registry					
	<u>22.09.2023</u>				
	Hon'ble Mr. Justice Anil Kumar, Member (J)				
	Hon'ble Lt Gen Anil Puri, Member (A)				
	1. Heard arguments of Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for				
	the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the				
	respondents.				
	2. Judgment reserved.				
	(Lt Gen Anil Puri) (Justice Anil Kumar) Member (A) Member (J)				

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2 (SI. No. 14)</u>

O.A. No. 100 of 2023 with M.A. No. 95 of 2023

Ex Nk Ravi Bhushan

Applicant

By Legal Practitioner for the Applicant: Lt Col Nidhikant Dhyani(Retd)

and Shri Raj Kumar Mishra, Advocate

Versus

Union of India & Others

Respondents

Notes of	Orders of the Tribunal	in, ravocato		
the				
Registry				
	22.09.2023			
	Hon'ble Mr. Justice Anil Kumar, Member (J)			
	Hon'ble Lt Gen Anil Puri, Member (A)			
	1. On the case being taken up for hearing,	Shri Narayan Dutt Mishra,		
	Advocate holding brief of Shri Raj Kumar Mishra, I	_d. Counsel for the applicant		
	and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.			
	2. Today is last opportunity to file counter affidavit but counter affidavit has			
	not been filed.			
	3. Learned counsel for the respondents prays	for and is granted one more		
	last opportunity to file counter affidavit within two we	eeks.		
	4. List on 17.11.2023.			
	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)		

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No.2 (SI. No. 15)

O.A. No. 247 of 2023

Ex Sub Murare Tiwari

Applicant

By Legal Practitioner for the Applicant: Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others

Respondents

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

by Legal P	ractitioner for Respondents: Dr. Shailendra Sharma Atal, Ac	lvocate		
Notes of	Orders of the Tribunal			
the				
Registry				
	22.09.2023			
	Hon'ble Mr. Justice Anil Kumar, Member (J)			
	Hon'ble Lt Gen Anil Puri, Member (A)			
	1. On the case being taken up for hearing, Shri Mahend	ra Singh, Advocate		
	holding brief of Shri Ravi Kumar Yadav, Ld. Counsel for the	e applicant and Dr.		
	Shailendra Sharma Atal, Ld. Counsel for the respondents are present.			
	2. Counter affidavit filed by the respondents and rejoinder affidavit filed by			
	the applicant is taken on record.			
	3. Pleadings are complete.			
	4. List on 06.11.2023 for hearing.			
	(Lt Gen Anil Puri) (. Member (A) rpm/sb	Justice Anil Kumar) Member (J)		

Form No. 4 {See rule 11(1)} ORDER SHEET RMED FORCES TRIBLINAL REGIONAL BENCH

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (SI. No. 16)

O. A. No. 364 of 2023

Ramesh Singh S/o Late Ex Nk Gopal Singh

Applicant

By Legal Practitioner for the Applicant: Shri Parijaat Belaura, Advocate

Versus

Union of India & Others

Respondents

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

Notes of	Orders of the Tribunal	avocato			
the					
Registry					
	22.09.2023				
	Hon'ble Mr. Justice Anil Kumar, Member (J)				
	Hon'ble Lt Gen Anil Puri, Member (A)				
	1. On the case being taken up for hearing, Shri Parijaa	it Belaura, Ld. Counsel			
	for the applicant and Shri Ram Saran Awasthi, Ld. Coun	sel for the respondents			
	are present.				
	2. Counter affidavit filed by the respondents is taken	on record.			
	3. Rejoinder affidavit, if any, may be filed by the	e applicant within two			
	weeks.				
	4. List on 10.11.2023.				
	(Lt Gen Anil Puri)	(Justice Anil Kumar)			
	Member (A)	Member (J)			
	rpm/sb				

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

<u>Court No.2 (</u>SI. No. 17)

O. A. No. 424 of 2023 with M.A. No. 518 of 2023

Ex Nk/Clk Periyanna Arunachalam

Applicant

By Legal Practitioner for the Applicant: Shri Tatsat Shukla and Shri Dhiraj Kumar,

Advocates

Versus

Union of India & Others

Respondents

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

Notes of	Orders of the Tribunal		
the			
Registry			
	22.09.2023		
	Hon'ble Mr. Justice Anil Kumar, Member (J)		
	Hon'ble Lt Gen Anil Puri, Member (A)		
	1. On the case being taken up for hearing, Shri Rahul Pal, Advocate h	nolding	
	brief of Dhiraj Kumar, Ld. counsel for the applicant and Dr. Shailendra S	harma	
	Atal, Ld. Counsel for the respondents are present.		
	2. Reply to objection filed by the applicant to objection of respondents is		
	taken on record.		
	3. List on 06.11.2023.		
	(Lt Gen Anil Puri) (Justice Anil Member (A) Member (A)	•	

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 18)

O. A. No. 495 of 2023

L/Nk Chandra Prakash & Others

Applicants

By Legal Practitioner for the Applicant: Shri Satyendra K Tiwari and Shri Santosh

Singh, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Shyam Singh, Advocate

the				
Registry				
	22.09.2023			
	Hon'ble Mr. Justice Anil Kumar, Member (J)			
	Hon'ble Lt Gen Anil Puri, Member (A)			
	1. On the case being taken up for hearing, S	Shri Santosh Singh, Ld. counsel		
	for the applicants and Shri Shyam Singh, Ld. C	counsel for the respondents are		
	present.			
	2. Rejoinder affidavit has not been filed.			
	3. Learned counsel for the applicant prays for and is granted two weeks			
	time, as last opportunity, to file rejoinder affidavit.			
	4. List on 21.11.2023.			
	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)		

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No.2 (SI. No. 19)

O. A. No. 588 of 2023

Ex Nk Devi Prasad Applicant

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

Versus

Union of India & Others

Respondents

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

Notes of	Orders of the Tribunal	i, ravocato		
the	Orders of the Tribulial			
Registry				
g.ey	22.09.2023			
	Hon'ble Mr. Justice Anil Kumar, Member (J)			
	Hon'ble Lt Gen Anil Puri, Member (A)			
	1. On the case being taken up for hearing, Shri k	KS Bisht, Ld. Counsel for		
	the applicant and Shri Ashish Kumar Singh, Ld. Co	unsel for the respondents		
	are present.			
	2. Counter affidavit has not been filed.	2. Counter affidavit has not been filed.		
	3. Learned counsel for the respondents prays for and is granted four			
	weeks further time to file counter affidavit.			
	4. List on 06.11.2023.			
	(Lt Gen Anil Puri) Member (A) rpm/sb	(Justice Anil Kumar) Member (J)		

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (SI. No. 20)

O. A. No. 964 of 2023

Smt Shaheen Bano

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri RC Shukla, Advocate

Notes of	Orders of the Tribunal				
the					
Registry					
	<u>22.09.2023</u>	22.09.2023			
	Hon'ble Mr. Justice Anil Kumar, Member (J)				
	Hon'ble Lt Gen Anil Puri, Member (A)				
	1. On the case being taken up for hearing, Shri Bhanu Prat	On the case being taken up for hearing, Shri Bhanu Pratap Singh			
	Chauhan, Advocate holding brief of Shri Manoj Kumar Awasthi, Ld. Co	ounsel for			
	the applicant and Shri RC Shukla, Ld. Counsel for the respond	the applicant and Shri RC Shukla, Ld. Counsel for the respondents are			
	present.				
	2. Rejoinder affidavit has not been filed.				
	3. Learned counsel for the applicant prays for and is granted to	3. Learned counsel for the applicant prays for and is granted two weeks			
	further time, as last opportunity, to file rejoinder affidavit.				
	4. List on 17.11.2023.				
	(Lt Gen Anil Puri) (Justice An Member (A) Member	•			

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 21)

O. A. No. 739 of 2021

Umesh Singh Yadav Applicant

By Legal Practitioner for the Applicant: Col AK Srivastava(Retd), Ms. Hemlata

and Shri Amrendu Srivastava, Advocates

Versus

Union of India & Others Respondents

Notes of	Orde	ers of the Tribunal	
the			
Registry			
	<u>22.09</u>	<u>9.2023</u>	
	<u>Hon'</u>	<u>ble Mr. Justice Anil Kumar, Memb</u>	<u>er (J)</u>
	<u>Hon'</u>	ble Lt Gen Anil Puri, Member (A)	
	1.	Heard arguments of Col AK Sr	rivastava (Retd), Ld. Counsel for the
	appli	cant and Shri Yogesh Kesarwani, Lo	d. Counsel for the respondents.
	2.	Judgment reserved.	
		(Lt Gen Anil Puri)	(Justice Anil Kumar)
		Member (A)	Member (J)
	rpm/sb		

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW <u>Court No.2 (</u>SI. No. 22)

O. A. No. 233 of 2022

Ex Hony Sub Maj Ajay Kumar

Applicant

By Legal Practitioner for the Applicant: Shri Om Prakash Kushwaha, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Namit Sharma, Advocate

Notes of	Orders of the Tribunal				
the					
Registry					
	22.09.2023				
	Hon'ble Mr. Justice Anil Kumar, Member (J)				
	Hon'ble Lt Gen Anil Puri, Member (A)				
	1. On the case being taken up for hearing, none is present on behalf of the				
	applicant. Shri Namit Sharma, Ld. Counsel for the respondents is present.				
	2. Case is ripe for hearing.				
	3. List on 09.10.2023 for final hearing.				
	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)			

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Sl. No. 23)

O. A. No. 403 of 2022

Ex Sub/Clk Dipak Kar

Applicant

By Legal Practitioner for the Applicant: Shri KP Datta, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri GS Sikarwar, Advocate

by Legain	y Legal Practitioner for Respondents: Shri GS Sikarwar, Advocate				
Notes of	Orders of the Tribunal				
the					
Registry					
	<u>22.09.2023</u>				
	Hon'ble Mr. Justice Anil Kumar, Member (J)				
	Hon'ble Lt Gen Anil Puri, Member (A)				
	1. On the case being taken up for hearing, Shri KP Datta, Ld. Counsel for				
	the applicant and Shri GS Sikarwar, Ld. Counsel for the respondents are				
	present.				
	2. This is a part-heard case.				
	3. List before the appropriate Bench for hearing on 12.10.2023 .				
	(Lt Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)			

Form No. 4 {See rule 11(1)} ORDER SHEET ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW Court No.2 (SI. No. 24)

O. A.(A). No. 422 of 2020

Smt Alka Bhadauria w/o Ex Spr Devesh Singh Bhadauriya

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Ms. Appoli Srivastava, Advocate

Notes of	Orders of the Tribunal				
the					
Registry	22.00.2022				
	22.09.2023 Hon'ble Mr. Justice Anil Kumar, Member (J)				
	Hon'ble Lt Gen Anil Puri, Member (A)				
	1. O	n the case being taken up for hearing, Shi	i Narayan Dutt Mishra,		
	Advocate holding brief of Shri Raj Kumar Mishra, Ld. Counsel for the applicant				
	and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.				
	2. S	hri Raj Kumar Mishra, learned counsel for the	applicant is not present		
	today.				
	3. Brief holder submits that Shri Raj Kumar Mishra, learned counsel for the				
	applicant is busy in the High Court in some other case. On his prayer, hearing				
	is adjourned with condition that on next date of listing, it will be last opportunity				
	to argue the case or to file written submission, otherwise, case will be decided				
	on the basis of arguments of learned counsel for the respondents.				
	4. Li	st on 09.10.2023.			
	•	.t Gen Anil Puri) Member (A)	(Justice Anil Kumar) Member (J)		
	rpm/sb				