

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

Court No.2

O. A. No. 986 of 2022

Mrs Dhan Maya Thapa

Applicant

By Legal Practitioner for the Applicant: Col AK Srivastava (Retd), Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri R.C. Shukla, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Judgment pronounced. 2. O.A. No. 986 of 2022 is allowed. 3. For orders, see our judgment and order passed on separate sheets.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>SB</i></p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No.2 (Supl. No. 2)

M.A. No. 1816 of 2023 with M.A. No. 1817 of 2023 Inre O.A. No. 121 of 2023

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Dr. SN Pandey, Advocate

Versus

Ex Sub Rajesh Kumar Shukla

Respondent-Applicant

By Legal Practitioner for Respondents:, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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. SN Pandey, Ld. Counsel for the applicants-Union of India and others is present.</p> <p><u>M.A. No.1816 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 23 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 delay took place in processing the case for filing of the present application, delay of 23 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 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. 1817 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 25.08.2023 of this Tribunal passed in O.A. No. 121 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 in this case 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. 1)

O.A. No. 1265 of 2023

Lt Col Shailesh Singh Chauhan

Applicant

By Legal Practitioner for the Applicant: Ld. Col Nidhikant Dhyani(Retd),
Shri Raj Kumar Mishra and
Ms. Upasna Mishra,Advocates

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>25.10.2023</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 Dr. Gyan Singh, on behalf of the respondent 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 Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.</p> <p>3. Heard Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p>4. Learned counsel for the respondents submits that date of impugned order has not been mentioned in para 8 of O.A.</p> <p>5. Learned counsel for the applicant prays for and is allowed two weeks time to file amendment application mentioning date of impugned order. Applicant is also directed to supply pages 2 and 3 of O.A. for bench copy.</p> <p>6. 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. 2)

O.A. No. 1266 of 2023

Ex Sub Ram Newaz Mishra Applicant
By Legal Practitioner for the Applicant: Shri Parijaat Belaura, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Asheesh Agnihotri, on behalf of the respondent 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 Parijaat Belaura, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>3. This Original Application has been filed for grant of Pay & Allowances to the applicant.</p> <p>4. Matter needs adjudication.</p> <p>5. Admit.</p> <p>6. 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 week thereafter.</p> <p>7. List on 20.12.2023.</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. 3)

M.A. No. 1802 of 2023 with M.A. No. 1803 of 2023 Inre O.A. No. 20 of 2022

Union of India & Others

Applicants-Respondent

By Legal Practitioner for the Applicant: Ms. Preeti Mala, Advocate

Versus

Hav(PA) Babban Chauhan

Respondent-Applicant

By Legal Practitioner for Respondents:, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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, Ms. Preeti Mala, Ld. Counsel for the applicants-Union of India and others is present.</p> <p><u>M.A. No.1802 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 08 months and 21 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 took place by the department in processing case for filing of the present application, delay of 08 months and 21 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 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. 1803 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 O.A. No. 20 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 in this case 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. 4)

M.A. No. 1806 of 2023 with M.A. No. 1807 of 2023 Inre O.A. No. 607 of 2022

Union of India & Others

Applicants-Respondent

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

Versus

Ex Hony Nb Sub Anil Yadav

Respondent-

Applicant

By Legal Practitioner for Respondent:, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2020</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 DK Pandey, Ld. Counsel for the applicants-respondents on leave to appeal.</p> <p><u>M.A. No. 1806 of 2023</u></p> <p>2. This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 607 of 2022. There is delay of 01 year, 04 months and 14 days in filing leave to appeal.</p> <p>3. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly, application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p><u>M.A. No. 1807 of 2023</u></p> <p>4. Since delay condonation application has been rejected, in consequence thereof application for leave to appeal is also rejected.</p> <p>(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p>(Justice Anil Kumar) Member (J)</p>

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

DY. No. 2832 of 2023

Dharmendra Kumar Mishra Applicant
By Legal Practitioner for the Applicant: Shri Hemant Tripathi
and Shri Vinay Pandey, Advocates

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Vinay Pandey, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.</p> <p>2. Defects pointed out by the registry have been rectified by learned counsel for the applicant. Registry is directed to register this case.</p> <p>3. List on 20.12.2023.</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>

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

EX-A. No. 201 of 2016 Inre T.A. No. 111 of 2012

Vineeta Kohli Applicant
By Legal Practitioner for the Applicant: Shri Ram Kumar Verma, 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>25.10.2023</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. Shailendra Sharma Atal, Ld. Counsel for the respondents is present. None is present on behalf of the applicant.</p> <p>2. Respondents were directed to file affidavit of compliance. It is by learned counsel for the respondents that order has been complied with but affidavit of compliance has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is granted two weeks further time to file affidavit of compliance.</p> <p>4. List on 13.12.2023.</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>

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

EX-A. No. 100 of 2019 Inre O.A. No. 144 of 2016

Sgt Rajendra Prasad Pal(Retd) Applicant
By Legal Practitioner for the Applicant: Shri Shailendra Kumar 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>25.10.2023</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Affidavit of compliance has not been filed. Learned counsel for the respondents submits that corrigendum PPO has been issued.3. Respondents are directed to bring corrigendum PPO on record within two weeks.4. Learned counsel for the respondents is also directed to deposit cost imposed against the respondents by the next date.5. List on 13.12.2023. <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>

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

EX-A. No. 2 of 2022 Inre O.A. No. 695 of 2020

Col Sanjeev Agnihotri Applicant
By Legal Practitioner for the Applicant: Shri Gyanendra Kumar Pandey, Advocate
Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Gyanendra Kumar Pandey, Ld. Counsel for the applicant and Shri Rajeev Narayan Pandey, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit of compliance filed by the respondents is taken on record. Objection, if any, may be filed by learned counsel for the applicant within two weeks.</p> <p>3. Departmental Representative for the respondents submits that cost due against the respondents shall be deposited by next date.</p> <p>4. List on 13.12.2023.</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>

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

EX-A. No. 128 of 2022 with M.A. No. 1797 of 2023 &
M.A. No. 1801 of 2023 Inre O.A. No. 139 of 2021

Smt Birmo Devi W/o Late Ex Sep(EBR) Prem Raj Applicant

By Legal Practitioner for the Applicant: Shri Pushpendra Kumar Dhaka
and Shri Ramakant Gupta, 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>25.10.2023</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 Ramakant Gupta, Ld. Counsel for the applicant and Ms. Kavita Mishra, Ld. Counsel for the respondents are present.</p> <p>2. Substitution application has been filed on behalf of the applicant. It is submitted that applicant has died on 06.04.2023 and Mahendra Kumar, who has filed this substitution application, is son of the deceased applicant.</p> <p>3. Learned counsel for the respondents prays for and is allowed two weeks time to file objection against substitution application.</p> <p>4. List on 13.12.2023.</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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 10)

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

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

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Asheesh Agnihotri, Ld. Counsel for the respondents is present. None is present on behalf of the applicant.2. Departmental Representative for the respondents submits that order under implementation has been partly complied with and for rest of the compliance, it is under process.3. Compliance report filed on behalf of the respondents is taken on record. Objection, if any, may be filed by learned counsel for the applicant within two weeks.4. Learned counsel for the respondents prays for and is allowed four weeks further time to file complete compliance report.5. List on 13.12.2023. <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>

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

EX-A. No. 168 of 2022 Inre OA No. 216 of 2021

Ex Nk Sheo Mohan Lal Applicant
By Legal Practitioner for the Applicant: Shri Shailendra Kumar Singh, 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>25.10.2023</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 and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed. Cost has also not been deposited.</p> <p>3. Departmental Representative for the respondents submits that PPO has been generated but compliance report has not been filed. He prays for and is allowed 03 weeks further time to file compliance report on payment of additional cost of Rs 5,000/-.</p> <p>4. List on 20.12.2023.</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. 12)

EX-A. No. 169 of 2022 Inre EX- A. No.107 of 2019 OA No. 226 of 2014

Ex Sub Radhey Shyam Upadhya Applicant
By Legal Practitioner for the Applicant: Shri Shailendra Kumar Singh, 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>25.10.2023</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.2. Compliance report has already been filed on behalf of the respondents.3. Applicant was granted time to file objection but objection has not been filed.4. Learned counsel for the applicant submits that PPO has not been executed. He prays for and is allowed two weeks further time as last opportunity to bring his objection/grievance on record.5. List on 20.12.2023. <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. 13)

EX-A. No. 270 of 2022 Inre OA No. 526 of 2019

Ram Chander

Applicant

By Legal Practitioner for the Applicant: Shri Anand Yadav, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri GS Sikarwar, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 GS Sikarwar, Ld. Counsel for the respondents is present. Learned counsel for the applicant is not present.2. Affidavit of compliance has not been filed.3. Learned counsel for the respondents prays for and is allowed four weeks further time to file affidavit of compliance.4. List on 07.12.2023. <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. 14)

EX-A. No. 302 of 2022 Inre OA No. 256 of 2020

Smt Haruli Devi W/o Late Ex Sep Ram Prasad Applicant
By Legal Practitioner for the Applicant: Shri Ashok Kumar
and Shri Vinod Kumar, Advocates

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Rajesh Shukla, Ld. Counsel for the respondents are present.2. Compliance report has not been filed.3. Departmental Representative for the respondents submits that he has filed affidavit of concerned authority explaining cause of delay and present status of the execution application. He also submits that matter has been sent to MoD for further action.4. Learned counsel for the respondents prays for and is allowed four weeks further time to file affidavit of compliance.5. List on 07.12.2023. <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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 15)

EX-A. No. 164 of 2023 Inre OA No. 331 of 2019

Smt Prabhawati

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.2. Affidavit of compliance has not been filed.3. Departmental Representative for the respondents submits that PPO is yet to be issued. He prays for and is allowed two weeks further time to file affidavit of compliance.4. List on 07.12.2023. <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)

M.A. No. 1394 of 2023 with M.A. No. 1395 of 2023 Inre O.A. No. 883 of 2022

Union of India & Others Applicants- Respondent
By Legal Practitioner for the Applicant: Shri Rajeev Narayan Pandey, Advocate
Versus

Ex L/Nk Ritesh Kumar Respondent-Applicant
By Legal Practitioner for Respondents: Shri....., Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Rajeev Narayan Pandey, Ld. Counsel for the applicants-respondent is present.</p> <p>2. Learned counsel for the applicants-respondents submits that he does not intend to press this leave to appeal.</p> <p>3. Accordingly, this leave to appeal is dismissed as not pressed.</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. 421 of 2022

Ex Sub Maj (Hony Capt) Akhilesh Kumar Applicant
By Legal Practitioner for the Applicant: Shri Rohitash Kumar Sharma, 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>25.10.2023</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, Ms. Preeti Mala, Ld. Counsel for the respondents is present. Learned counsel for the applicant is not present.</p> <p>2. Despite granting sufficient time, rejoinder affidavit has not been filed, therefore opportunity to file rejoinder affidavit is closed.</p> <p>3. List on 14.12.2023 for hearing.</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. 18)

O.A. No. 573 of 2022 alongwith O.A. No. 880 of 2021(decided)

Hav Baggu Mahesh Applicant
By Legal Practitioner for the Applicant: 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>25.10.2023</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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>2. Rejoinder affidavit has already been filed.</p> <p>3. List this case for final hearing on 14.12.2023.</p> <p>4. On the date fixed, learned counsel for the respondents shall produce original documents pertaining to this case for perusal of the bench.</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. 19)

O.A. No. 926 of 2022

Smt Phool Kumari Applicant
By Legal Practitioner for the Petitioner: Shri Virendra Kumar Gupta, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Shyam Singh, Ld. Counsel for the respondents is present. Learned counsel for the applicant is not present.</p> <p>2. Learned counsel for the respondents submits that payment has already been made to the applicant.</p> <p>3. List on 14.12.2023 for final hearing.</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. 20)

O.A. No. 670 of 2023

Sep (Nur Asst) Ritesh Uikey Applicant
By Legal Practitioner for the Petitioner: Shri Pankaj Kumar Shukla, 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>25.10.2023</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 Pankaj Kumar Shukla, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents are present.2. Counter affidavit filed on behalf of the respondents is taken on record.3. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks.4. List on 14.12.2023. <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. 21)

O.A. No. 743 of 2023

Ex Hav Krishnendu Patra

Applicant

By Legal Practitioner for the Petitioner: Shri R Chandra, 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>25.10.2023</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 R Chandra, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.2. Counter affidavit filed on behalf of the respondents is taken on record.3. O.A. is allowed.4. For order, see our order passed on separate sheets. <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. 22)

O.A. No. 842 of 2023

Ex Sgt Sri Saran Srivastava Applicant
By Legal Practitioner for the Petitioner: Shri VP Pandey, Shri RK Singh
and Maj SM Mustafa(Retd), 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>25.10.2023</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 Shri Namit Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed two weeks further time to file counter affidavit.</p> <p>4. List on 15.12.2023.</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. 23)

O.A. No. 993 of 2023

Ex JWO Devendra Pal Sharma Applicant

By Legal Practitioner for the Petitioner: Dr. Amit Asthana, 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>25.10.2023</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. Amit Asthana, 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 order, see our order passed on separate sheets.</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. 24)

O.A.(A.) No. 549 of 2023

Ex Gnr Narayan Dixit Appellant
By Legal Practitioner for the Appellant : Shri Kamlesh Kumar Shukla
and Shri Sudhir Kumar 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>25.10.2023</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. Shailendra Sharma Atal, Ld. Counsel for the respondents is present. Learned counsel for the applicant is not present.</p> <p>2. Counter affidavit has not been filed. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>3. List on 14.12.20223.</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. 25)

O.A.(A.) No. 663 of 2023 with M.A. No. 1525 of 2023,
M.A. No. 797 of 2023 M.A. No. 798 of 2023

Ex(Sep (L/Nk) Rajendra Prasad (Through wife & Pairokar Smt Ravina) Appellant
By Legal Practitioner for the Appellant : Shri Pankaj Srivaastava, 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>25.10.2023</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. Heard Shri Pankaj Srivaastava, Ld. Counsel for the appellant and Ms. Appoli Srivastava, Ld. Counsel for the respondents No 1 to 4.2. This O.A. (A) has been filed by the appellant under Section 15 of the Armed Forces Tribunal Act, 2007 against order dated 26.09.2022 by which applicant has been held guilty under Section 302 of the Indian Penal Code and sentenced to suffer imprisonment and dismissal from service.3. Learned counsel for the respondents submitted that there is defect of mis-joinder of parties i.e. JAG officers have also been impleaded as respondents in this case.4. Matter needs adjudication.5. Admit.6. At this stage notice need not be sent to respondents No 5 to 13. It shall be open for the respondents to file counter affidavit within 06 weeks, if so desire.7. List for hearing on 15.12.2023 on bail application. <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. 26)

T.A. No. 23 of 2023

Munni Lal alias Munne Lal

Petitioner

By Legal Practitioner for the Petitioner: Shri, Advocate

Versus

Union of India & Others

Respondents

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Ashish Kumar Singh, Ld. Counsel for the respondents is present.</p> <p>2. Notice issued to petitioner and also to counsel for the petitioner who had filed this petition in Hon'ble High Court has not been received served/unserved. Today none is present for the petitioner to represent this case.</p> <p>3. This petition is dismissed in non prosecution.</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. 27)

T.A. No. 27 of 2023

Omveer Singh

Petitioner

By Legal Practitioner for the Petitioner: Shri, 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>25.10.2023</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. Chet Narayan Singh, Ld. Counsel for the respondents is present.</p> <p>2. Notice issued to petitioner and also to counsel for the petitioner who had filed this petition in Hon'ble High Court has not been received served/unserved. Today none is present for the petitioner to represent this case.</p> <p>3. This petition is dismissed in non prosecution.</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. 28)

T.A. No. 30 of 2023

Daulat Jamadar

Petitioner

By Legal Practitioner for the Petitioner: Shri, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Shyam Singh, Ld. Counsel for the respondents is present.</p> <p>2. Notice issued to petitioner and also to counsel for the petitioner who had filed this petition in Hon'ble High Court has not been received served/unserved. Today none is present for the petitioner to represent this case.</p> <p>3. This petition is dismissed in non prosecution.</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. 29)

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 Vinay Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.2. Respondents were directed to file reply on supplementary affidavit filed on behalf of the applicant.3. Reply has not been filed.4. Learned counsel for the respondents submits that this Original Application has become infructuous, therefore, there is no need to file reply.5. This Original Application has been filed by the applicant for only relief to release the applicant on bail.

6. It is submitted by learned counsel for the respondents that applicant has already been released and therefore, Original Application has become infructuous.

7. Learned counsel for the applicant conceded this fact that applicant is no more in custody. She has been released by the respondents after final disposal of Summary Court Martial.

8. Thus, applicant is no more in custody and therefore, there is no need to hear on bail application of the applicant. Bail application of the applicant has become infructuous and is liable to be dismissed.

9. Accordingly, this Original Application is **dismissed** as infructuous.

(Maj Gen Sanjay Singh)
Member (A)

(Justice Anil Kumar)
Member (J)

SB

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 30)

O.A. No. 258 of 20217

Akil Ahmed Ansari Applicant
By Legal Practitioner for the Applicant: Shri VP Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>25.10.2023</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 RK Singh, Advocate holding brief for Shri VP Pandey, Id. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present.</p> <p>2. On request of brief holder, the case is passed over for the day.</p> <p>3. List on 23.11.2023.</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>