

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

O.A. No. 488 of 2023 with M.A. No. 580 of 2023

Ex JWO Anil Kumar Sharma Applicant
By Legal Practitioner for the Applicant : Shri Rama Kant, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Anurag Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Rama Kant, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents.3. The Original Application has been filed with delay of 01 years 10 months and 03 days. Regarding delay, the submission of the Ld. Counsel for the applicant is that applicant has explained the delay in affidavit filed in support of application for condonation of delay and, in view of this, delay is liable to be condoned.4. Ld. Counsel for the respondents has vehemently opposed the prayer saying there being delay of more than six months in filing the Original Application and explanation for day to day delay offered by the applicant being not sufficient, application should be dismissed.5. Matter pertains to notional increment. Considering the explanation of delay offered by the applicant, being sufficient, delay deserves to be condoned.6. In the result, delay condonation application is allowed and delay is condoned. <p style="text-align: center;"><u>O.A. No. 488 of 2023</u></p> <ol style="list-style-type: none">7. Heard. It is a fit case for adjudication.8. Admit.

9. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.

10. List this case on **13.07.2023**

(Maj Gen Sanjay Singh)
Member (A)

(Justice Ravindra Nath Kakkar)
Member (J)

RK/-

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

EX-A. No. 104 of 2023 Inre: O.A. No. 362 of 2021

Ex Sep Raju J Akkatangerhal Applicant
By Legal Practitioner for the Applicant : Shri Om Prakash, 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>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Asheesh Agnihotri, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. Heard Shri Om Prakash, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents.3. The instant execution application has been filed by the applicant for not executing the order dated 16.02.2023 passed by this Tribunal in O.A No. 362/2021.4. Ld. Counsel for the respondents prays for and is granted four weeks time to seek instructions and file compliance report.5. List on 17.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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

EX-A. No. 38 of 2019 Inre: T.A. No. 513 of 2010

Ex Swr Satendra Singh Applicant
By Legal Practitioner for the Applicant : Col BP Singh (Retd), Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : ShriShailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Col BP Singh (Retd), Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents.2. Ld. Counsel for the respondents prays for and is granted four weeks time to file compliance report.3. List this case on 12.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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

EX-A. No. 175 of 2022 Inre: O.A. No. 629 of 2017

EX JWO Vishnu Deo Tiwari Applicant
By Legal Practitioner for the Applicant : Shri Amit Pandey, Advocate
Shri Shiv Kant Pandey, Advocate
Ms. Nisha Pandey, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate
Mohd. Zafar Khan, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Amit Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents.2. Objections filed against the compliance report, is taken on record.3. As prayed by Id. Counsel for the respondents, two weeks time is granted to the respondents to file reply to the objection raised by the applicant against the compliance report.4. List on 11.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2(SI. No. 5)

EX- A. No. 176 of 2022 Inre: O.A. No. 58 of 2018

Ex JWO Ashok Kumar Applicant
By Legal Practitioner for the Applicant : Shri Amit Pandey, Advocate
Shri Shiv Kant Pandey, Advocate
Ms. Nisha Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Amit Pandey, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondent Nos. 1 to 4.2. Objections filed against the compliance report, is taken on record.3. As prayed by Ld. Counsel for the respondents, two weeks time is granted to the respondents to file reply to the objection raised by the applicant against the compliance report.4. List on 11.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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

EX-A. No. 177 of 2022 Inre: O.A. No. 119 of 2018

Ex MWO Surendra Kumar Srivastava Applicant
By Legal Practitioner for the Applicant : Shri Amit Pandey, Advocate
Shri Shiv Kant Pandey, Advocate
Ms. Nisha Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Shiv Kant Pandey, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.2. Compliance report filed on behalf of Respondent No. 6 is taken on record.3. Reply against the compliance affidavit filed on behalf of Respondent No. 5 is taken on record.4. List on 11.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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Court No. 2(SI. No. 7)

EX-A. No. 179 of 2022 Inre: O.A. No. 621 of 2017

Ex JWO Bachcha Jee Pandey Applicant
By Legal Practitioner for the Applicant : Shri Amit Pandey, Advocate
Shri Shiv Kant Pandey, Advocate
Ms. Nisha Pandey, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Amit Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondent Nos. 1 to 4 and Shri Arvind Kumar Srivastava, Ld. Counsel for respondent Nos. 5 and 6.2. Compliance report filed on behalf of respondent Nos. 5 & 6, is taken on record. Objection(s), if any, may be filed by the applicant within two weeks.3. List on 11.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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Court No. 2(SI. No. 8)

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, Advocate
Shri Girish Tiwari, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.2. Ld. Counsel for the respondents submits that the report of the District Magistrate, Ghazipur regarding alleged divorce of the applicant with her husband is still awaited. He seeks further time to get the facts verified. Four weeks further time is granted for the same.3. List on 20.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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Court No. 2(SI. No. 9)

O.A. No. 572 of 2022

Lt Col KV Gopalakrishna Iyer (Retd) Applicant
By Legal Practitioner for the Applicant : Shri Hari Prasad Gupta, Advocate
Shri Amit Asthana, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Yogesh Kesarwani, Advocate
Shri Yogesh Chandra Bhatt, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing, Shri Amit Asthana Ld. Counsel for the applicant, Shri Yogesh Kesarwani, Id. Counsel for respondent Nos. 1 to 3 and Rajeev Kumar Yadav, Advocate holding brief of Shri Yogesh Chandra Bhatt, Ld. Counsel for the respondent No. 4 & 5 are present.2. At the outset, Id. Counsel for the applicant submitted that he does not want to press the instant petition and seeks permission of the Court to withdraw the same.3. Permitted.4. In view of above, O.A stands dismissed having been withdrawn. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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Court No. 2(SI. No. 10)

O.A. No. 926 of 2022

Smt. Phool Kumari Applicant
By Legal Practitioner for the Applicant : 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>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Virendra Kumar Gupta, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.2. Rejoinder affidavit filed by the applicant is taken on record.3. No CA has been filed on behalf of respondent No. 5.4. List on 06.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2(SI. No. 11)

O.A. No. 114 of 2023

Sub Shaik Jahed Ali Applicant
By Legal Practitioner for the Applicant : Shri Vinay Pandey, Advocate
Shri Devendra Kumar, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents on maintainability of the case.2. Objection against the maintainability of O.A filed by the respondents is taken on record.3. Briefly stated facts of the case are that the applicant was enrolled in Army on 26.06.2001. A Board of Inquiry (BoI) was initiated against the applicant for using banned application. His mobile phone was collected by the Board of Officer on 16.07.2022. Transfer order of the applicant has been issued but neither the applicant has been sent on posting nor investigation has been concluded. This Original Application has been filed by the applicant with the prayer to complete the BoI and other proceedings at the earliest so that the applicant can join his new unit.4. Learned counsel for the respondents has raised preliminary objection on maintainability of the case stating that prayer of the applicant does not fall within the definition of 'Service Matters' as contemplated under Section 3 (o) of the Armed Forces Tribunal Act, 2007, hence application is not maintainable. He further submitted that applicant has not availed alternate remedy, hence O.A. is not maintainable before this Tribunal.5. We have heard learned counsel of both the parties and perused the rule position. Section 3 (o) of Armed Forces Tribunal Act, 2007 reads as under:-

Section 3 (o) states that “service matters”, in relation to the persons subject to the Army Act, 1950 (46 of 1950), the Navy Act, 1957 (62 of 1957) and the Air Force Act, 1950 (45 of 1950), mean all matters relating to the conditions of their service and shall include—

- (i) remuneration (including allowances), pension and other retirement benefits;*
- (ii) tenure, including commission, appointment, enrolment, probation, confirmation, seniority, training, promotion, reversion, premature retirement, superannuation, termination of service and penal deductions;*
- (iii) summary disposal and trials where the punishment of dismissal is awarded;*
- (iv) any other matter, whatsoever,*

but shall not include matters relating to—

- (i) orders issued under section 18 of the Army Act, 1950 (46 of 1950), sub-section (1) of section 15 of the Navy Act, 1957 (62 of 1957) and section 18 of the Air Force Act, 1950 (45 of 1950); and*
- (ii) transfers and postings including the change of place or unit on posting whether individually or as a part of unit, formation or ship in relation to the persons subject to the Army Act, 1950 (46 of 1950), the Navy Act, 1957 (62 of 1957) and the Air Force Act, 1950 (45 of 1950);*
- (iii) leave of any kind;*
- (iv) summary court martial except where the punishment is of dismissal or imprisonment for more than three months;*

6. From the above it is clear that matter of transfer is not covered under the definition of service matters and application against transfer is not maintainable in Armed Forces Tribunal.

7. Keeping in view this aspect and definition of service matters and also that present application has been filed against the order of Transfer, the same is not cognisable by this Tribunal. Therefore, Original Application filed against such order is not maintainable in the Tribunal.

8. During course of hearing learned counsel for the respondents also submitted that applicant has not availed alternate remedy as provided under Section 21 of Armed Forces Tribunal Act, 2007 and directly approached this Tribunal. For convenience sake Section 21 of the Act is reproduced below :-

“21. Application not to be admitted unless other remedies exhausted.

The Tribunal shall not ordinarily admit an application unless it is satisfied that the applicant had availed of the remedies available to him under the Army Act, 1950 (46 of 1950) or the Navy Act, 1957 (62 of 1957) or the Air Force Act, 1950 (45 of 1950), as the case may be, and respective rules and regulations made there under.

For the purposes of sub-section (1), a person shall be deemed to have availed of all the remedies available to him under the Army Act, 1950 (46 of 1950) or the Navy Act, 1957 (62 of 1957) or the Air Force Act, 1950 (45 of 1950), and respective rules and regulations—

if a final order has been made by the Central Government or other authority or officer or other person competent to pass such order under the said Acts, rules and regulations, rejecting any petition preferred or representation made by such person;

where no final order has been made by the Central Government or other authority or officer or other person competent to pass such order with regard to the petition preferred or representation made by such person, if a period of six months from the date on which such petition was preferred or representation was made has expired.”

9. On perusal of Section 21 of the Act it appears that availing alternate remedy is a pre-requisite requirement before approaching this Tribunal. This aspect has already been upheld by the Hon'ble AFT, Principal Bench, in the judgment dated 05.02.2019 passed in **O.A. No 1569 of 2018, Col (Retd) Satinder Singh Vaid Vs UOI & Others**, wherein it has been held that '*we reiterate that the remedy available to the applicant was not resorted to by him and by filing the present O.A, he has merely wasted the precious time of the court and also harassed the respondents. Therefore, the present O.A. is liable to be dismissed with exemplary costs*'.

10. In view of above, with the consent of Ld. Counsel for the parties, we direct the applicant to file a representation/appeal indicating all his grievances within 15 days from today and forward the same to the respondents along with copy of this order.

11. In case, the applicant submits the same within aforesaid time, respondents shall decide the representation/appeal of the applicant by a speaking and reasoned order in accordance with law, rules and policy within a period of three months from the date of moving such representation and communicate the decision to the applicant.

12. With the aforesaid directions without entering into the merit of the case, we **dispose of** this Original Application finally.

(Maj Gen Sanjay Singh)
Member (A)

(Justice Ravindra Nath Kakkar)
Member (J)

RK/-

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

O.A. No. 141 of 2023

Sub / SKT Manoj Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri Vijay Kumar Pandey, Advocate
Shri Girish Tiwari, Advocate
Shri Dheerendra Kumar Agnihotri, Advocate
Shri Sandeep Tripathi, Advocate
Shri Vishnu Kant Awasthi, Advocate

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Shri JN Mishra, Ld. Counsel for the respondents.2. Ld. Counsel for the respondents prays for and is granted three weeks time to file CA.3. List on 25.05.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2(SI. No. 13)

O.A. No. 212 of 2023

Smt. Sadhna Singh, W/O Late
Hav Veer Bahadur Singh

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri JN Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant, Shri JN Mishra, Ld. Counsel for the respondents and Sri Saket Srivastava, Advocate, representing the Bank (R- 3).2. Ld. Counsel for respondent No. 3 submits that he wants certain clarification(s) from the Bank and seeks time for the same. Two weeks time is granted.3. List on 11.05.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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

O.A. No. 222 of 2023

Ex Rfn Pramod Yadav

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri KP Datta, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents.2. Ld. Counsel for the respondents prays for and is granted four weeks time to file CA.3. List on 13.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2(SI. No. 15)

T.A. No. 27 of 2022 with M.A. No. 1027 of 2022

Ex Sep Dharm Pal

Applicant

By Legal Practitioner for the Applicant : Shri -----, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. None present on behalf of the applicant. Shri Shailendra Sharma Atal, Ld. Counsel for the respondents is present.2. Notice has already been issued to the applicant by the Registered post. 30 days have elapsed, notice has not been received back served or unserved. Hence, notice deemed to be sufficient.3. List this case on 17.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2(SI. No. 16)

T.A. No. 67 of 2022 with M.A. No. 271 of 2023

Sep / MT Maiyoor Singh Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, 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>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, 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 Yashpal Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents are present.2. Amendment application filed by the applicant is taken on record to which respondents may file objection, if any, within two weeks.3. List on 19.05.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2 (Sl. No. 17)

DY. No. 663 of 2023

Ex Rect Ramvir Singh

Applicants

By Legal Practitioner for the Applicants : Shri DS Kauntae, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri DS Kauntae, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents are present.3. At the outset, Ld. Counsel for the applicant submits that he may be permitted to withdraw the instant O.A with liberty to file afresh to which Ld. counsel for the respondents has no objection.4. Permitted accordingly.5. In view of above, O.A stands dismissed having been withdrawn. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2 (Sl. No. 18)

DY. No. 848 of 2023

Hav Prem Shanker Tripathi Applicant
By Legal Practitioner for the Applicant : Shri Virat Anand Singh, 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>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri Amit Jaiswal, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.3. Ld. Counsel for the applicant prays for and is granted four weeks time to remove defects indicated by the Registry.4. List on 20.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>

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

DY. No. 911 of 2023

Ex Gnr Jitendra Kumar Applicant
By Legal Practitioner for the Applicant : Shri Gitanjali Nayak, Advocate
Shri Jigyasa Sanyal, Advocate
Shri Salil Tripathi, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Memo of Appearance filed by Shri JN Mishra, Advocate on behalf of the respondents is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.2. On the case being taken up for hearing none present for the applicant. Shri JN Mishra, Ld. Counsel for the respondents is present.3. Applicant is directed to remove the defects indicated by the Registry, by the next date.4. List on 27.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</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. 226 of 2020 with M.A. No. 107 of 2020

Ex Sep Dharmendra Singh Bhadoria Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Matter taken up in the revised list.2. Heard Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Shailendra Sharma Atal, Ld. Counsel for the respondents.3. During the course of arguments, it is noticed that original documents required to adjudicate the matter, are not available on record.4. Respondents are directed to produce the original documents pertaining to the case for perusal of the Bench, by the next date.5. List on 11.05.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</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. 691 of 2021

Lt Col Hardat Singh Keswan Applicant
By Legal Practitioner for the Applicant : Shri Ajai Kumar Pandey, Advocate
Shri Yogendra Mishra, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Sunil Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, 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 Ajai Kumar Pandey, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.2. Ld. Counsel for the applicant prays for adjournment.3. Adjourned.4. List on 06.07.2023 for final hearing. <p style="text-align: center;">(Maj Gen Sanjay Singh) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</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. 225 of 2022

Ex Hav (Hony Nb Sub) Sandip Kumar Das 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 the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, 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 Manoj Kumar Awasthi holding brief for Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Ram Saran Awasthi, Ld. Counsel for the respondents are present.2. Ld. Counsel for the applicant prays for and is granted further four weeks time to file RA.3. List on 27.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</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. 622 of 2022

Hony Nb Sub Rajender Prasad Dubey Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Sunil Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, 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 Manoj Kumar Awasthi holding brief for Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.2. Ld. Counsel for the applicant prays for and is granted further four weeks time to file RA.3. List on 27.07.2023. <p style="text-align: center;">(Maj Gen Sanjay Singh) (Justice Ravindra Nath Kakkar) Member (A) Member (J)</p> <p>RK/-</p>

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

O.A. No. 875 of 2022

Ex Hony Nb Sub Krishan Pal Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate
Shri Anshuman Srivastava, Advocate

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>27.04.2023</u> <u>Hon'ble Mr. Justice Ravindra Nath Kakkar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri DK Pandey, Ld. Counsel for the respondents.2. Arguments concluded.3. Order reserved. <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Ravindra Nath Kakkar) Member (J)</p> <p>RK/-</p>