

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

Court No. 2

M.A. No. 375 of 2016
(Inre: O.A. No. Nil of 2016)

Smt. Anuradha Tewari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shesh Narain Pandey on behalf of respondents no. 1 to 4 is taken on record. When the case is next listed, his name be shown as counsel for the said respondents.</p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant, and Dr. Shesh Narain Pandey, learned counsel for the respondents. Departmental representative is not present in Court.</p> <p style="text-align: center;"><u>Misc. Application No. 375 of 2016.</u></p> <p>This is an application for condonation of delay in filing the Original Application. In the O.A. the applicant has prayed for quashing the warrant of arrest issued against the applicant's husband on 15.1.2008.</p> <p>The matter pertains to Indian Navy and notice of this case has been received by the learned Standing Counsel on 22.2.2016.</p> <p>Learned counsel for the respondents prays for and is granted three weeks' time to file objection to the delay condonation application.</p> <p>List this case for orders/admission on 31.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p style="text-align: center;">(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

DY. No. 2216 of 2014
(Inre: O.A. No. Nil of 2014)

Bhupendra Singh Bhadauria
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri G.S. Sikarwar, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case Shri Rohit Kumar, Advocate, appeared and stated that Major (Retd.) R.D. Singh, learned counsel for the applicant, has not come to this Court today since he has gone for his medical check-up. Shri Rohit Kumar, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>However, while going through the order sheets and office report we find that though the defect in filing Vakalatnama has been removed by learned counsel for the applicant, but since the O.A.(A), as per office report dated 22.2.2016, is delayed by 2 months and 7 days, this defect has not been removed by learned counsel for the applicant by filing a delay condonation application.</p> <p>Since learned counsel for the applicant is not present in Court due to his personal problem, the matter regarding filing of delayed O.A. will be seen on the next date of listing.</p> <p>List this case again for orders/admission on 7.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

EX.-A. No. 23 of 2016
(Inre: T.A. No. 699 of 2010)

Smt Poonam Srivastava & Others
By Legal Practitioner for Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. When the case is next listed, his name be shown as counsel for the respondents.</p> <p>Present: Shri Manjive Shukla, learned counsel for the applicant, and Dr. Shailendra Sharma Atal, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>This Execution Application has been filed by the heirs and legal representative of deceased Anand Kumar Srivastava, said to be expired on 12.1.2016.</p> <p>According to the applicants, inspite of service of a certified copy of our judgment and order dated 12.10.2015, passed in T.A. No. 699 of 2010, the respondents have not implemented the aforesaid judgment and order though the period of three months granted by the Court for implementation of our aforesaid judgment and order dated 12.10.2015 has already expired.</p> <p>A copy of the aforesaid Execution Application has been served on Dr. Shailendra Sharma Atal, learned Standing Counsel, on 22.2.2016. Dr. Atal is, therefore, directed to obtain instruction and inform the Court as to why the aforesaid judgment and order has not yet been implemented, if not yet implemented.</p> <p>List this case for orders on 21.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 367 of 2016
(Inre: T.A. No. 395 of 2010)

Union of India & Others
By Legal Practitioner for Applicants

Applicants

Versus

Jitendra Kumar Yadav
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Yogesh Kesarwani, learned counsel for the applicants along with Major Soma John, Departmental Representative.</p> <p>Heard learned counsel for the applicants.</p> <p>This is an application under Section 31(2) of the A.F.T. Act, 2007, filed by the applicants, for granting leave to appeal before the Hon'ble Supreme Court against our judgment and order dated 25.1.2016, passed in T.A. No. 395 of 2010.</p> <p>After hearing learned counsel for the applicants and going the affidavit filed in support of this application, we do not find any justiciable and valid reason or any point of law of general public importance is involved in our decision so as to grant leave to appeal before the Hon'ble Supreme Court.</p> <p>Accordingly, this M.A. No. 367 of 2016 stands rejected.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

M.A. No. 377 of 2016
(Inre: T.A. No. 974 of 2010)

Chief of Army Staff & Others
By Legal Practitioner for Applicants

Applicants

Versus

Bishambhar Pandey
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.P.S. Vats, learned counsel for the applicants along with Major Soma John, Departmental Representative.</p> <p><u>Misc. Application No. 377 of 2016.</u></p> <p>Heard learned counsel for the applicants.</p> <p>This is an application under Section 31(2) of the A.F.T. Act, 2007, filed by the applicants, for granting leave to appeal before the Hon'ble Supreme Court against our judgment and order dated 25.1.2016, passed in T.A.(A) No. 974 of 2010.</p> <p>After hearing learned counsel for the applicants and going the affidavit filed in support of this application, we do not find any justiciable and valid reason or any point of law of general public importance is involved in our decision so as to grant leave to appeal before the Hon'ble Supreme Court.</p> <p>Accordingly, this M.A. No. 377 of 2016 stands rejected.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

EX.-A. No. 11 of 2016
(Inre: O.A. No. 286 of 2013)

Nand Lal Shukla
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant, and Shri Anurag Mishra, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case learned counsel for the respondents, on the basis of instruction, informs the Court that in pursuance of the judgment and order dated 14.5.2015, passed by this Court in O.A. No. 286 of 2013, PPO has been issued and necessary order has also been passed/issued by the competent authority to enable the authority concerned to finalise disability pension and other dues due to the applicant. He also submits that aforesaid judgment and order dated 14.5.2015 will be implemented in its letter and spirit within a month.</p> <p>List this case again for orders on 22.3.2015 before the appropriate Court having jurisdiction, as per roster of that date. On the next date learned counsel for the respondents will inform the Court about implementation of our aforesaid judgment and order dated 14.5.2015.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 258 of 2014

Hav Sanjeev Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Ms. Deepti Prasad Bajpai, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>List has been revised. No one appears for the applicant, neither there is any request for adjournment of the case. Accordingly, O.A. No. 258 of 2014 is dismissed for non-prosecution.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

O.A. No. 14 of 2015

Lakhvir Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Sharma on behalf of the respondents is taken on record. When the case is next listed, his name be shown as counsel for the respondents.</p> <p>Present: Shri Sudhir Kumar Singh, learned counsel for the applicant, and Shri Amit Sharma, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case learned counsel for the respondents prays that he be granted three weeks' time to bring on record, by means of an affidavit, with respect to the payment made to applicant as also the dues still remain to be paid to the applicant and by which period the dues, if any, will be paid to the applicant. Time prayed for is granted.</p> <p>Learned counsel for the applicant submits that though he is not pressing for interest on the dues but the dues should be paid to the applicant at the earliest.</p> <p>List this case for orders on 1.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p style="text-align: center;">(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

O.A. No. 143 of 2015

Shaikh Ibrahim

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar holding brief of Shri Raghuvansh Chandra, learned counsel for the applicant, and Shri Anurag Mishra, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case learned counsel for the respondents prays that he be granted six weeks' time to file counter affidavit. As prayed, six weeks' time is granted to learned counsel for the respondents to file counter affidavit.</p> <p>List this case for orders on 12.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 573 of 2010 with M.A. No. 2346 of 2015

Satyendra Prasad
By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>Shri Rohit Kumar, learned counsel for the applicant is not present in Court.</p> <p><u>Misc. Application No. 2346 of 2015.</u></p> <p>This is an application, filed by the respondents, for taking supplementary counter affidavit on record. The supplementary counter affidavit is taken on record. The application stands disposed of.</p> <p>List this case again on 4.4.2016 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

O.A. No. 201 of 2010

Lal Mohar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>This case has been listed by the office for hearing without showing the name of Shri P.N. Chaturvedi as learned counsel for the applicant.</p> <p>The office is directed to list this case again for hearing on 31.3.2016 showing the name of Shri P.N. Chaturvedi as learned counsel for the applicant before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

O.A. No. 207 of 2010

Jagdish Singh Shekhawat
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Nishant Verma, learned counsel for the applicant, and Major Soma John, Departmental Representative.</p> <p>Shri Asheesh Agnihotri, learned counsel for the respondents, is not present in Court. Dr. Shailendra Sharma Atal, learned Standing Counsel, informs the Court that since Shri Asheesh Agnihotri is busy with some personal work, he could not come to this Court today. Dr. Atal, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>List this case again for hearing on 8.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

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

Court No. 2

O.A. No. 300 of 2013

Pawar Deepak Mansaram
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Yashpal Singh, learned counsel for the applicant, and Shri Amit Sharma, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for adjournment since he is not prepared with the brief. Accordingly, the case is adjourned for the day.</p> <p>As prayed by learned counsel for the applicant, list this case for hearing on 31.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>PG/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 633 of 2010

Upendra Singh Chauhan
By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Shri Mohd. Zafar Khan on behalf of the respondents is taken on record. When the case is next listed, his name be shown as counsel for the respondents.</p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Shri Mohd. Zafar Khan, learned counsel for the respondents, along with Major Soma John, Departmental Representative.</p> <p>Learned counsel for the respondents states that since he has filed his memo of appearance today only, he is not prepared with the brief. He, therefore, prays for adjournment. The matter pertains to the year 2010. However, as prayed by learned counsel for the respondents, the case is adjourned for the day.</p> <p>List this case again for hearing on 30.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 202 of 2010

Mukesh Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri D.K.Pandey, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>On call of the case, a person in civil dress claiming himself to be the applicant Mukesh Mishra appeared. He states that his counsel Shri P.N.Chaturvedi is out of station today and prays that the matter be adjourned. Accordingly, the case is adjourned.</p> <p>List this case for admission on 9.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 125 of 2012

Pabitra Maity
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant, and Shri D.K.Pandey, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>Heard Shri Shailendra Kumar Singh, learned counsel for the applicant, and Shri D.K.Pandey, learned counsel for the respondents, duly assisted by Maj, Soma John Departmental Representative.</p> <p>Arguments concluded. Judgment reserved.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 17 of 2014

Rajesh Kumar Upadhyay
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Amit Sharma, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>On call of the case, Shri O.P.Kushwaha, Advocate appeared. He states that Shri Anand Prakash Pandey, learned counsel for the applicant is ill and has not come to the Court today. He prays that the matter be adjourned. Accordingly, the case is adjourned.</p> <p>List this case for further hearing on 31.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 572 of 2010

H C S Rautela

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Shri Anurag Mishra, Advocate files memo of appearance on behalf of the respondents, which is taken on record. When the case is next listed, name of Shri Anurag Mishra be shown as counsel for the respondents.</p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Shri Anurag Mishra, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>Shri Anurag Mishra, learned Standing Counsel appearing for the respondents is directed to file alongwith affidavit the date of return of Sub Niranjan Singh within two weeks.</p> <p>List this case for hearing on 30.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 69 of 2013

Col Dayanand

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rakesh Johri, learned counsel for the applicant, and Shri R.K.S.Chauhan, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>As prayed by Shri Rakesh Johri, list this case for hearing on 11.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A.No. 571 of 2010 With M.A.No. 825 of 2015

Bhanwar Pal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Shri R.K.S.Chauhan, Advocate files memo of appearance on behalf of the respondents, which is taken on record. When the case is next listed, name of Shri R.K.S.Chauhan be shown as counsel for the respondents.</p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Shri R.K.S.Chauhan, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p><u>M.A.No. 825 of 2015</u></p> <p>This is an application for taking the supplementary affidavit filed by the respondents on record, which is taken on record.</p> <p>The application stands finally disposed of.</p> <p>Heard Shri Rohit Kumar, learned counsel for the applicant, and Shri R.K.S.Chauhan, learned Standing Counsel appearing for the respondents, duly assisted by Maj Soma John Departmental Representative and have also gone through the supplementary affidavit filed by the respondents.</p> <p>The question which has been put forward by the applicant while challenging the SCM proceedings is to the effect that the entire SCM proceedings are vitiated in view of not complying the provisions of Section 116(2) of the Army Act for the reason that the two officers, namely, Captain Sudhir Seth and Sub Niranjana Singh were not present during SCM proceedings.</p> <p>In response to this, the respondents have filed the aforesaid supplementary affidavit indicating that not only Captain Sudhir Seth, but Sub Niranjana Singh were also present during the SCM proceedings. The respondents have annexed with the supplementary affidavit the movement</p>

order of Sub Niranjan Singh. To this, Shri Rohit Kumar, learned counsel for the applicant submits that this movement order does not indicate the return of Sub Niranjan Singh.

The respondents are directed to produce the return of Sub Niranjan Singh after attending the SCM proceedings on the next date.

List this case for hearing on 21.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.

(Lt. Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

LN/

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A.No. 2396 of 2015 with M.A.No. 2397 of 2015
In re: O.A.No. 241 of 2014

Binendra Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N.Chaturvedi, learned counsel for the applicant, and Shri Asheesh Agnihotri, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>The case was taken up in the revised list.</p> <p>The office report dated 18.2.2016 indicates that costs of Rs.500/- imposed on the applicant with respect to recall of the order dated 1.9.2015 has not yet been deposited. Shri P.N.Chaturvedi, learned counsel for the applicant shall deposit the same within a week.</p> <p>List this case for orders on 1.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A.No. 331 of 2016
In re: O.A.No. Nil of 2016

Rajesh Kumar Dubey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri K.K.S.Bisht, learned counsel for the applicant, and Maj, Soma John Departmental Representative, for the respondents.</p> <p>The case was taken up in the revised list.</p> <p><u>M.A.No. 331 of 2016</u></p> <p>This is an application for condonation of delay in filing the O.A. As per office report, since the applicant has prayed for revision of pay on the basis of order dated 15.10.2008, as such there is a delay of 6 years, 10 months and 2 days in filing the O.A.</p> <p>Copy of this application has been served upon the learned Standing Counsel for the respondents on 18.2.2016. As prayed, six weeks' time is granted to file objection to the delay condonation application.</p> <p>List this case for orders on 29.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A.No. 22 of 2013

Anil Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N.Chaturvedi, learned counsel for the applicant, and Shri G.S.Sikarwar, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>The case was taken up in the revised list.</p> <p>Shri R.N.Singh, Advocate files power on behalf of the applicant, which is taken on record. When the case is next listed, name of Shri R.N.Singh be also shown as counsel for the applicant.</p> <p>As prayed by Shri R.N.Singh, list this case for orders on 23.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. (A) No. 269 of 2014

Lt Col Manoj Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant, and Shri Amit Sharma, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>Heard Shri Shailendra Kumar Singh, learned counsel for the applicant, and Shri Amit Sharma, learned counsel for the respondents, duly assisted by Maj, Soma John Departmental Representative at length.</p> <p>Arguments concluded. Judgment reserved.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>LN/</p>

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

Court No. 2

O.A.No. 33 of 2012

Sherpal Chahar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N.Chaturvedi, learned counsel for the applicant, and Dr. Chet Narain Singh, learned counsel for the respondents, along with Maj, Soma John Departmental Representative.</p> <p>Heard Shri P.N.Chaturvedi, learned counsel for the applicant, who states that his amendment application alongwith supplementary affidavit, which is on record, has not yet been disposed of. The order-sheet dated 28.8.2015 indicates that the application for amendment (M.A.No. 1313 of 2015) has already been rejected on the said date since the power of Shri P.N.Chaturvedi on behalf of the applicant was not on record. The office report indicates that application with Vakalatnama on behalf of the applicant has been filed by Shri P.N.Chaturvedi only on 4.1.2016. Shri P.N.Chaturvedi, learned counsel for the applicant states that he was not aware of the fact of his application for amendment having been rejected on 28.8.2015. He prays that the case be adjourned today to enable him to file a fresh amendment application. Accordingly, the case is adjourned.</p> <p>List this case for orders on 5.7.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. 243 of 2016 with M.A.No. 244 of 2016
In re: O.A.No. Nil of 2016

Suraj Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Asheesh Agnihotri, learned counsel for the applicant alongwith Maj Soma John, Departmental Representative.</p> <p>List this case on 30.3.2016 to enable the counsel appearing today for the applicant to file his Vakalatnama after obtaining 'No Objection' from the earlier counsel.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A.No. 324 of 2016 with M.A.No. 325 of 2016

In re: O.A.No. 126 of 2014

Suman Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Dr. Shailendra Sharma Atal files memo of appearance on behalf of the respondents. Let it be taken on record. When the case is next listed, name of Dr. Shailendra Sharma Atal be shown as counsel for the respondents.</p> <p>Present: Shri V.R.Chaubey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>List the application for recall of order before Court No. 2, which is the Bench concerned, on 8.3.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.No. 14 of 2016

Mohan Bahadur Thapa
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri K.K.S.Bisht, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>The controversy relates to fixation of pay in terms of Sixth Central Pay Commission for Army. The submission of learned counsel for the applicant is that the benefit of Sixth Central Pay Commission has not been extended to the applicant. The delay in filing the O.A has already been condoned by the Bench.</p> <p>Accordingly, we admit this O.A and direct the respondents to file counter affidavit within four weeks. The applicant shall thereafter have two weeks' time to file rejoinder affidavit. List this case thereafter for hearing on 28.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

Ex. Application No. 42 of 2015
In re: T.A.No. 901 of 2010

Sanjay Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri P.K.Shukla, learned counsel for the applicant and Shri A.N.Tripathi, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Major Soma John, Departmental Representative appearing for the respondents states that P.P.O has already been issued on 1.2.2016 and now the Bank has to implement the payment order.</p> <p>Since the P.P.O has already been issued, we direct the Bank ceased with the matter to ensure compliance of the P.P.O and payment of pensionary benefits to the applicant expeditiously, say within a period of one month from the date of receipt of a certified copy of the present order.</p> <p>With the aforesaid direction, this execution application stands finally disposed of.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.No. 188 of 2013 with M.A.No. 1075 of 2014

Ex Wing Cdr Ashwini Kumar Handa
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri S.S.Rajawat, learned counsel for the applicant and Shri D.K.Pandey, learned counsel for the respondents alongwith WC Sardul Singh, Departmental Representative.</p> <p>Shri S.S.Rajawat, learned counsel for the applicant files an application supported by an affidavit, annexing therewith the order dated 6.1.2016, by means of which the application for transfer moved by the applicant before the Principal Bench of this Tribunal at Delhi has been rejected. The said application alongwith affidavit is taken on record.</p> <p>In consequence thereof, this O.A is now tagged with this Bench. List it for hearing on 4.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.No. 208 of 2014

Pravind Kumar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri D.K.Pandey, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Learned counsel for the applicant Shri Shailendra Kumar Singh is reported to be out of station.</p> <p>As prayed, list this case for orders on 6.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.No. 244 of 2015

With M.A.No. 2094 of 2015 and 328 of 2016

Sub Narendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri K.K.S.Bisht, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Shri K.K.S.Bisht, learned counsel for the applicant states that rejoinder affidavit has already been filed, which is taken on record.</p> <p>The parties have exchanged their affidavits. We, therefore, direct this case to be listed for hearing on 5.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

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

Court No. 3

O.A.No. 317 of 2015

Ataullah Khan
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Shri Amit Sharma files memo of appearance on behalf of the respondents. Let it be taken on record. When the case is next listed, name of Shri Amit Sharma be shown as counsel for the respondents.</p> <p>Present: Shri Yashpal Singh, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Shri Amit Sharma, learned counsel appearing for the respondents prays for and is granted four weeks and no more time to file counter affidavit. The applicant shall thereafter have two weeks' time to file rejoinder affidavit.</p> <p>List this case for orders on 25.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

**O.A. (A) No. 239 of 2014
With M.A.No. 2084 of 2015**

Chet Bahadur Khadka
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>As prayed by Shri Rohit Kumar, learned counsel for the applicant, two weeks' time is granted for filing the rejoinder affidavit. List this case thereafter for orders on 1.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A.No. 89 of 2013 With M.A.No. 2292 of 2015

Mahesh Chand

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri V.K..Pandey, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Shri Anurag Mishra, learned counsel for the respondents states that he does not intend to file any objection to the amendment application.</p> <p>After considering the pleadings on record, we direct the applicant to carry out the amendment as prayed within a period of one week from today. The application for amendment is disposed of accordingly.</p> <p>List this case for hearing on 19.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A.No. 531 of 2010

Sultan Ram

By Legal Practitioner for Applicant

Applicant

Versus

Secy GOI & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri P.N.Chaturvedi, learned counsel for the applicant and Shri D.K.Pandey, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Heard learned counsel for the parties at some length.</p> <p>List/put up for further hearing on 22.2.2016 as last case.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A.No. 61 of 2013

Satye Singh Rawat
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Dr. S.N.Pandey, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>Learned counsel for the applicant Shri Shailendra Kumar Singh is reported to be out of station.</p> <p>As prayed, list this case for orders on 5.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

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

Court No. 3

O.A.No. 112 of 2012

Mukesh Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri O.P.Kushwaha, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>The case was taken up in the revised list.</p> <p>Learned counsel for the applicant submits that the applicant has been dismissed from service on the ground of desertion, but still certain letters have been received by him indicating that he is on the strength of the Army.</p> <p>Accordingly, we admit this O.A.</p> <p>The supplementary affidavit filed by the applicant is taken on record. The respondents may file response within three weeks.</p> <p>List this case for hearing on 1.4.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O. A.No. 189 of 2010 With M.A.No. 107 of 2012

Shiv Kumar Joshi

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice D.P.Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri P.N.Chaturvedi, learned counsel for the applicant and Shri Anand Vikram, learned counsel for the respondents alongwith Maj Soma John, Departmental Representative.</p> <p>The case was taken up in the revised list.</p> <p>Learned counsel for the applicant submits that a list of defence witnesses was given by the applicant during trial by Summary Court Martial but the same was not accepted and the applicant was not permitted to defend his case.</p> <p>Since the O.A has already been admitted and affidavits have been exchanged between the parties, the error, if any, in the Summary Court Martial proceedings may be looked into while finally adjudicating the controversy on merit. We do not find it necessary to summon the witnesses at this stage. However, if we find any illegality or irregularity in the trial by SCM during the course of hearing, then appropriate orders as per law would be passed.</p> <p>List this case for hearing on 18.03.2016.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P.Singh) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A.No. 307 of 2016 in re T.A.No. 752 of 2010

Chief of Army Staff and others
By Legal Practitioner for Applicant

Applicants

Versus

Samrath Singh
By Legal Practitioner for Respondents

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Case called out. Major Soma John, Departmental Representative, is present for the applicants. She says that the Advocates are abstaining from work today; as such in the interest of justice, the case be adjourned.</p> <p>List this case for admission on 29.2.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A.No. 1747 of 2015
In Re: O.A.No. Nil of 2015

Balmiki Ram
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work today; as such in the interest of justice, the case is adjourned.</p> <p>List this case for admission on 9.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A.No. 2033 of 2015

Ram Pyare Kushwaha
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work today.</p> <p>On the last date i.e. on 19.1.2016, learned Standing Counsel was asked to inform the Court about the result of statutory appeal preferred by the applicant under Section 164 of the Army Act against the impugned punishment. Major Soma John, Departmental Representative states that she has not yet received the instructions. She prays for and is granted, as a matter of last opportunity, one week and no more time for the purpose.</p> <p>List this case for admission on 4.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A.No. 284 of 2016

In Re: M.A.No. 2383 of 2015 and O.A.No. 6 of 2015

Satya Prakash Sahni
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: W.O. Deshraj Singh, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work today.</p> <p><u>M.A.No. 284 of 2016</u></p> <p>This is an application for restoration of the O.A., which was dismissed for non-prosecution by the Bench consisting of one of us (Abdul Mateen, Member (J) and Hon. Lt Gen A.M.Verma, Member (A).</p> <p>List this case for admission on 2.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

Court No. 2

O.A.No. 265 of 2014
With M.A.No. 2169 of 2015

Abhishek Pandey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Wing Commander Sardul Singh, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work today; as such in the interest of justice, the case is adjourned.</p> <p>List this case for orders on 14.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A.No. 77 of 2014 with O.A.No. 74 of 2015

Raj Kumar Yadav

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work today.</p> <p>From the order-sheet dated 13.1.2016, it comes out that we had directed the respondent to file an affidavit bringing on record the reason as to why 3rd MACP Scheme has been refused to the applicant. Although it was stated by the Departmental Representative on 13.1.2016 that the applicant was granted 1st and 2nd MACP, but he was not found eligible for grant of 3rd MACP Scheme. The case of the applicant is that in view of policy of 1006 of the Union of India, he is eligible for grant of 3rd MACP Scheme.</p> <p>Let an affidavit be filed by the respondents stating the reason as to why the applicant is not eligible for grant of 3rd MACP Scheme. As prayed, the respondents are granted two weeks' time for the purpose.</p> <p>List this case for admission on 11.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

O.A.(A) No. 254 of 2015

Bhagwat Prasad Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Wing Commander Sardul Singh, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work today.</p> <p>Wing Commander Sardul Singh, Departmental Representative states that counter affidavit has been filed in the Registry only yesterday but the same is not on record. The office is directed to keep the counter affidavit on record. If the applicant has been served with a copy thereof, he may file rejoinder affidavit, if any, within three weeks.</p> <p>List this case for orders on 21.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. (A) No. 210 of 2010

Rahsmi Shukla

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work; as such in the interest of justice, the case is adjourned.</p> <p>List this case for hearing on 25.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

O.A. (A) No. 336 of 2013

Dalvi Satyawan Ramji
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work; as such in the interest of justice, the case is adjourned.</p> <p>List this case for hearing on 11.7.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

T.A. No. 1036 of 2010

Jasawant Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work; as such in the interest of justice, the case is adjourned.</p> <p>List this case for hearing on 28.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 18 of 2014

R.P.Vishwakarma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Maj Soma John, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We have been informed by the Bench Secretary that the Advocates are abstaining from work; as such in the interest of justice, the case is adjourned.</p> <p>List this case for hearing on 14.7.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 149 of 2012

Harish Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Dismissed.</p> <p>For orders, see our judgment and order of date passed on separate sheets.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

M.A.No. 285 of 2016 in re: M.A.No. 115 of 2016

Namrata Chauhan
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Maj Ridhishri Sharma, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We are informed that the Advocates are abstaining from work today.</p> <p><u>M.A.No. 285 of 2016</u></p> <p>This is an application for restoration of M.A.No. 115 of 2016, which was dismissed for non-prosecution by this Court on 20.1.2016.</p> <p>We have gone through the contents of the application as well as the affidavit filed in support thereof and we are satisfied that the reasons given therein are genuine.</p> <p>Accordingly, the application is allowed and the order dated 20.1.2016 dismissing M.A.No. 115 of 2016 is hereby recalled. M.A.No. 115 of 2016 is restored to its original number.</p> <p>Since this matter pertains to Jabalpur and the Bench of Armed Forces Tribunal, we are informed, is scheduled to sit at Jabalpur in the week commencing 15.2.2016, we hereby direct the Registrar of this Tribunal to transfer this case to Jabalpur, to be taken up by the Bench at Jabalpur on 15.2.2016.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

O.A. No. 8 of 2016

Keshar Bahadur Tamang
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Maj Ridhishri Sharma, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We are informed that the Advocates are abstaining from work today. However, in the interest of justice, the case is adjourned.</p> <p>List this case for admission on 18.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

EX – A No. 42 of 2015
(Inre T.A. No. 901 of 2010)

Sanjay Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Maj Ridhishri Sharma, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We are informed that the Advocates are abstaining from work today.</p> <p>The matter pertains to execution, in which today was the date fixed for orders. On grave insistence made by Maj Ridhishri Sharma that the matter be postponed to some other date to enable her to inform the Court with regard to grant of pensionary benefits to the applicant, we adjourn this case and direct it to be listed for orders on 19.2.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>

Form No. 4
[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 205 of 2014
With M.A.No. 283 of 2016

Kumar Man Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Wing Commander Sardul Singh, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We are informed that the Advocates are abstaining from work today.</p> <p><u>M.A.No. 283 of 2016</u></p> <p>This application is listed for orders, which relates to supplementary affidavit to be taken on record. The supplementary affidavit is taken on record.</p> <p>The application stands finally disposed of.</p> <p>List this case for hearing on 30.5.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>

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

Court No. 2

EX - A No. 14 of 2016
(Inre T.A. No. 107 of 2012)

Sukhbir Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Dr. Shailendra Sharma Atal, Advocate files memo of appearance on behalf of the respondents, which is taken on record. When the case is next listed, name of Dr. Shailendra Sharma Atal be shown as counsel for the respondents.</p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents alongwith Capt Ridhishri Sharma, Departmental Representative.</p> <p>Case called out. No one appears for the applicant. We are informed that the Advocates are abstaining from work today.</p> <p>This execution application has been moved by the applicant being aggrieved of the inaction on the part of the respondents in implementing the judgment/order of this Court passed in T.A.No. 107 of 2012 by means of which the SCM proceedings were quashed and certain directions were issued in favour of the applicant. The grievance of the applicant is that the respondents have not implemented the aforesaid judgment/order in letter and spirit.</p> <p>Copy of this application was served on the respondents on 9.2.2016. Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondents prays for and is granted three weeks' time to seek instructions and inform the Court about the position regarding implementation of the aforesaid judgment/order.</p> <p>List this case for orders on 10.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 256 of 2016 with M.A. No. 257 of 2016
(Inre O.A. No. 518 of 2012)

Union of India & Others
By Legal Practitioner for Applicants

Applicants

Versus

Gajendra Singh
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>11.02.2016</u></p> <p><u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the applicant alongwith Capt Ridhishri Sharma, Departmental Representative.</p> <p><u>M.A.No. 256 of 2016</u></p> <p>Heard Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the applicants, duly assisted by Capt Ridhishri Sharma, Departmental Representative on this application for condonation of the delay in filing the application (M.A.No. 257 of 2016) under Section 31(2) of the Armed Forces Tribunal Act, 2007 for leave to appeal before the Apex Court.</p> <p>As per office report, there is a delay of 23 days in filing the application for leave to appeal. Section 31(2) of the Armed Forces Tribunal Act, 2007 specifically provides that an application to the Tribunal for leave to appeal to the Supreme Court shall be made within a period of thirty days beginning with the date of the decision of the Tribunal. Since the application for leave to appeal has been filed beyond 30 days from the date of the decision of the Tribunal, it cannot be entertained. The reasons given in the affidavit filed in support of the application too do not seem to be genuine. Accordingly, the application for condonation of delay is hereby rejected.</p>

So for as the application for leave to appeal (M.A.No.257 of 2016) is concerned, we have gone through our judgment/order dated 2.12.2015. We do not find that any question of general public importance is involved in the matter so as to grant leave to appeal before the Apex Court. Consequently, the application for leave to appeal (M.A.No. 257 of 2016) is also rejected.

(Lt Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

LN/

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

Court No. 2

M.A. No. 2112 of 2015
(Inre O.A. No. Nil of 2015)

Shamsher Chand
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents along with Capt Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case, no one appears for the applicant. We are informed that the Advocates are abstaining from work today. Accordingly, the case is adjourned.</p> <p>Dr. Shailendra Sharma Atal, learned Standing Counsel appearing for the respondent states that objection to the delay condonation application is ready and he would be filing the same in the Registry during the course of the day while serving a copy thereof on the learned counsel for the applicant. If the same is filed, learned counsel for the applicant may file reply, if any, serving a copy thereof on the learned counsel for the respondents within three weeks.</p> <p>List this case for orders on 23.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

O.A. No. 520 of 2012

Manorma Devi
By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Anurag Mishra, learned counsel for the respondents along with Capt Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case, no one appears for the applicant. We are informed that the Advocates are abstaining from work today. Accordingly, the case is adjourned.</p> <p>We also find that necessary substitution has been incorporated in the memo of O.A by the learned counsel for the applicant in compliance of our order dated 9.2.2016, as per office report dated 10.2.2016.</p> <p>List this case for orders on 9.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 189 of 2015 With M.A. No. 2196 of 2015

Hav Pramod Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents along with Capt Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case, a person in civil dress claiming himself to be the applicant Hav Pramod Kumar appeared. He states that the Advocates are abstaining from work today and his counsel has not come to the Court. He prays for adjournment of the case. Accordingly, the case is adjourned.</p> <p>List this case for orders on 19.4.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>LN/</p>

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

Court No. 2

O.A. (A) No. 233 of 2015

Mithilesh Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.02.2016</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt Gen A.M. Verma, Member (A)</u></p> <p>Present: Shri Amit Sharma, learned counsel for the respondents along with Capt Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case, no one appears for the applicant. We are informed that the Advocates are abstaining from work today. Accordingly, the case is adjourned.</p> <p>List this case for orders on 28.3.2016 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt Gen A.M. Verma) Member (A) LN/</p> <p>(Justice Abdul Mateen) Member (J)</p>