

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

M.A. No. 300 of 2016 with M.A. No. 1049 of 2016

Shivjeet Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2016</u> <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, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1049 of 2016</u></p> <p>Objection on application for condonation of delay is taken on record.</p> <p>M.A. is disposed of accordingly.</p> <p style="text-align: center;"><u>M.A. No. 300 of 2016</u></p> <p>A week's further time is prayed for and granted to Ld. Counsel for the applicant to file reply to the objection on application for condonation of delay.</p> <p>As prayed, list on 29.08.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>anb</small></p>

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

O.A. No. 143 of 2014

Hakim Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Mishra, Learned Counsel for the Applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard Ld. Counsel for the parties at length and perused the records.</p> <p style="text-align: center;">Order is reserved.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p>

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

O.A. No. 17 of 2015

Shevendra Kumar Chauhan

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Applicant present in person. Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Applicant present in person stated that his counsel Shri P.N. Chaturvedi has fallen ill and is not attending the Tribunal today.</p> <p>As prayed, list on 19.09.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>anb</p>

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ORDER SHEET
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Court No. 2

O.A. No. 145 of 2015 with M.A. No. 974 of 2016
& M.A. No. 1629 of 2016

Lt Col Pawan Kumar Gaur Applicant
By Legal Practitioner for the Applicant
Union of India & Others Respondents
By Legal Practitioner for Respondents

Versus

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2016</u> <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 R.K. Verma and Shri Alok Mathur, Learned Counsels for the Applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p><u>M.A. No. 974 of 2016</u></p> <p>Annexures to the counter affidavit are taken on record. M.A. No. 974 of 2016 is disposed of accordingly.</p> <p><u>M.A. No. 1629 of 2016</u></p> <p>Rejoinder affidavit filed by Ld. Counsel for the applicant is taken on record. M.A. No. 1629 of 2016 is disposed of accordingly.</p> <p><u>O.A. No. 145 of 2015</u></p> <p>From the impugned order it appears that in June 2011 and December 2011 criteria report of the applicant was not produced before the Selection Board since it was set aside and later on it was restored in Oct-Nov 2012.</p> <p>List the case on 18.08.2016 for hearing to enable Ld. Counsel for the respondents to produce the entire records as well as the order by which criteria report was set aside. The Army officers who assisted the Selection Board during the period in question shall appear in person to assist the Tribunal</p>

alongwith records. He shall inform the Tribunal as to whether in case the criteria report would have been there before the Selection Board, the applicant would have been selected on the post of Colonel.

It shall be open to the applicant to file supplementary affidavit bringing on record the reasons on account of which he was treated in a shabby manner and who are the beneficiaries.

Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

anb

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

T.A. No. 388 of 2010

Brijesh Kumar Singh By Legal Practitioner for the Petitioner	Versus	Petitioner
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri K.K. Mishra, Learned Counsel for the Petitioner and Shri Amit Mishra, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;">On request made by Shri K.K. Mishra, Ld. Counsel for the applicant, the case is adjourned.</p> <p style="text-align: center;">List on 15.09.2016 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; margin-left: 10px;"><small>anb</small></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

T.A. No. 33 of 2012

Surendra Singh Verma Petitioner
By Legal Practitioner for the Petitioner
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.P. Pandey, Learned Counsel for the Petitioner and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;">List on 22.08.2016 for hearing.</p> <p style="text-align: center;">On the date fixed, Ld. Counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench</p> <p style="text-align: center;">Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>anb</small></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

Dy No. 2052 of 2016 Inre O.A. (Nil) of 2016

Ramesh Chand

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed today in court by Shri G.S.Sikarwar as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri Ashok Singh, Learned Counsel for the Applicant and Shri G.S.Sikarwar, learned counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by Shri G.S.Sikarwar, learned counsel for the respondents, four weeks' time is granted to file objection to the Application for condonation of delay revolving round the issue of maintainability of the present O.A in this Tribunal. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 21.09.2016 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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M.A. No. 1749 of 2016 Inre O.A. No. Nil of 2016

Mohd Nasim

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Memo of appearance filed today in court by Shri Asheesh Agnihotri as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p style="text-align: center;">Present: Shri Rajendra Pratap Singh, Learned Counsel for the Applicant and Shri Asheesh Agnihotri, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by learned counsel for the respondents, six weeks' time is granted to file Application for condonation of delay. Replication if any, may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case on 30.09.2016 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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Court No. 2

EX-A. No. 157 of 2016 Inre T.A. No. 59 of 2012

Manoj Kumar

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed today in court by Dr. Chet Narayan Singh as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri Nishant Verma, Learned Counsel for the Petitioner and Dr. Chet Narayan Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>It is submitted that the order of the Tribunal dated 05.10.2015 whereby T.A was allowed attended with direction to comply the order within three months, has not yet been complied with despite efflux of more than 10 months.</p> <p>Learned counsel for the respondents prays for time to seek instructions why the order of the Tribunal has not been complied with as yet.</p> <p>As prayed, list this case on 15.09.2016 on which date the learned counsel for the respondents shall update this Tribunal about compliance of the order of the Tribunal.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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Court No. 2

M.A. No. 461 of 2014 with M.A. No. 782 of 2016
Inre O.A. No. (A) 98 of 2014

Subhash chandra Pandey Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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 Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No of 2016</u></p> <p>This case is stuck on the question of maintainability in this Tribunal. Learned counsel for the Applicant submits that the Applicant has been residing at Hamirpur which is his native place as his father was domiciled. To prop up his statement, affidavit has been brought on record.</p> <p>If it is so, then the Tribunal seems to have jurisdiction to entertain this O.A.</p> <p>The M.A. aforesaid shall stand disposed of accordingly.</p> <p><u>O.A.No 98 of 2014.</u></p> <p>The Appeal is admitted.</p> <p>Since counter and rejoinder affidavits have already been exchanged, list this case for hearing on 19.09.2016.</p> <p>At this stage, learned counsel for the Applicant submits that the annexures accompanying summary court martial proceedings have been misplaced and he may be permitted to inspect the record.</p>

Learned counsel for the Respondents states that the original record is not available today.

Let original record be summoned to be put up on the next date fixed. It shall be open for learned counsel for the Applicant to inspect the record before an officer of the Tribunal.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH/-

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

M.A. No. 1724 of 2016 with M.A. No. 1725 of 2016
In re O.A. No. 126 of 2013

Union of India & Others ...Applicants
By Legal Practitioner for the Applicants

Versus

Satendra singh ...Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri Amit Jaiswal, Ld. Counsel for the Applicant assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No 1724 of 2016</u></p> <p style="text-align: center;">This is an Application under section 30 (1) of the Armed Forces Tribunal Act seeing leave to appeal vis-à-vis the order of the Tribunal dated 29.10.2015.</p> <p style="text-align: center;">According to the office report, the Application for leave to Appeal has been moved after expiry of statutory period, it being barred by 8 months and five days.</p> <p style="text-align: center;">It is well settled that the Tribunal lacks jurisdiction to condone the delay for want of any enabling provisions in the Armed Forces Tribunal Act, 2007. Hence the Application for condonation of delay is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A.No.1725 of 2016</u></p> <p style="text-align: center;">Since Application for condonation of delay has been rejected as not maintainable being barred by time, in consequence, the Application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

M.A. No. 1733 of 2016 Inre T. A. No. 82 of 2013

Prem Chand

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri S.S. Iman Rizvi, Learned Counsel for the Petitioner and Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is informed that Shri Sidharth Dhaon, learned counsel for the Respondents being out of station is not available at the station today.</p> <p style="text-align: center;">List this case for admission on 23.08.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 1738 of 2016 Inre M.A. No. 1884 of 2014

Smt. Mithilesh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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.L. Srivastava, Learned Counsel for the Applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No 1738 of 2016</u></p> <p>The aforesaid case was dismissed for default on 08.07.2016. The present Application has been filed for recall of the order aforesaid with accompanying affidavit.</p> <p>We have perused the averments in which absence has been explained by the learned counsel for the Applicant. The reasons assigned for absence appear to be convincing.</p> <p>In view of the above order dated 08.07.2016 is hereby recalled of course subject to payment of cost of Rs 500/- to be deposited within a week with the Registry of the Court. On the cost being deposited with the Registry of the Court the same shall be remitted to the account of the Bar Association Armed Forces Tribunal Lucknow for being utilized for upgradation of its Library.</p> <p style="text-align: center;">The M.A aforesaid shall stand disposed of.</p>

M.A. No 1884 of 2014.

In view of the above, the M.A aforesaid shall stand restored to its original Number.

List this case on 31.08.2016 for admission.

**(Air Marshal Anil Chopra)
Member (A)**

**(Justice D.P. Singh)
Member (J)**

MH/-

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

O.A. No. 500 of 2012 with Dy No. 1385 of 2015

Manjit Mishra

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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.P. Pandey, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>By means of order dated 31.05.2016, the order of dismissal for default was recalled.</p> <p>Learned counsel for the Applicant seeks two days further time submitting that he has to deposit the cost in terms of the order dated 31.05.2016 but there is no mention in the order for deposit of cost.</p> <p>Be that as it may, list this case for hearing on 30.08.2016.</p> <p>In case cost is deposited, the same shall be remitted to the account of Bar Association, Armed Forces Tribunal for being utilized for upgradation of its library.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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Court No. 2

EX- A. No. 61 of 2016 with M.A. No. 1762 of 2016
Inre O.A. No. 30 of 2014

Km Mohini Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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 Rajendra Pratap Singh, Learned Counsel for the Applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents.</p> <p>Shri Rajiv Pandey, learned counsel for the respondents has made a statement across the bar that the order of the Tribunal has been complied with whereby appointment of the Applicant on compassionate ground was considered and rejected as he could not succeed in merit.</p> <p>In view of the above, the petition lacks merit and is rejected with liberty to the Applicant to approach the appropriate forum in case he feels aggrieved by the order passed in compliance of the order of the Tribunal.</p> <p>The compliance report filed today is taken on record.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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Court No. 2

Ex-. A. No. 120 of 2016 Inre O.A. No. 126 of 2013

Satendra Singh Applicant
By Legal Practitioner for the Applicant
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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 R. Chandra, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>Ex.A. No. 120 of 2016</u></p> <p>Learned counsel for the respondents assisted by OIC Legal Cell has made a statement across the bar that provisional sanction has been accorded by Adjutant General and for rectification, it has been transmitted to MoD.</p> <p>Since sanction has been granted as aforesaid, we do not feel, any useful purpose would be sub-served by keeping the matter pending. Hence, it is directed that the order be complied with in letter and spirit and the amount that may be found due, be paid to the Applicant including all consequential service benefits within six weeks.</p> <p>Subject to the aforesaid statement made by learned counsel for the respondents assisted by OIC Legal Cell, the Execution Application shall stand disposed of.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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Court No. 2

M.A. No. 256 of 2015

Radhey Shyam

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri O.P. Kushwaha, Learned Counsel for the Applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Objection has already been filed. According to the office report, reply to objection has not been filed as yet.</p> <p style="text-align: center;">Learned counsel for the Applicant prays for and is granted two weeks' further time to file reply to the objection.</p> <p style="text-align: center;">List this case on 25.08.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

M.A. No. 1906 of 2015 with M.A. No. 1628 of 2016

Neeraj Bhatt

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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 R. Chandra, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Applicant has filed affidavit explaining the delay in filing the M.A No 1906 of 2015. Replication to the affidavit if any may be filed within four weeks. Rejoinder affidavit to the replication if any may be filed within six weeks next thereafter.</p> <p>List this case on 21.09.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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R.A. No. 13 of 2013 Inre O.A. No. 233 of 2010

Ravi Pratap Pandey Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: None for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is informed that learned counsel for the applicant being out of station is not present at the station today.</p> <p>List this case for orders on 23.08.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>MH/-</small></p>

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

O.A. No. 183 of 2010

Satish Kumar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: None for the Petitioner and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is informed that counsel for the Applicant is ill.</p> <p style="text-align: center;">In view of the above, the case is adjourned today.</p> <p style="text-align: center;">List this case on 30.08.2016 for further hearing</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. 1 of 2016

Shyam Sunder Mishra

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the Petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant, a week's further time is granted to file rejoinder affidavit.</p> <p>List this case for hearing on 24.08.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</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

Petitioner

By Legal Practitioner for the Petitioner

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the Petitioner and Shri Md Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the Applicant as also learned counsel for the Respondents.</p> <p>The arguments substantially is that the trial has been commenced against the Applicant after expiry of five years which cannot be done it being barred by section 122 of the Army Act 1952.</p> <p>The second argument raised is that during summary court martial proceeding, the Applicant pleaded not guilty on 13.07.2002 as a consequence of which he was forcibly confined to Quarter Guards of the regiment and he was set free on 13.07.2002 on the condition that he had to plead guilty.</p> <p>The allegations leveled are serious. Let affidavit be filed by learned counsel for the respondents within three weeks to apprise this Tribunal whether the Applicant was confined to Quarter Guards between the period 8th June 2002 to 13.07.2002 and also on the point whether the trial is barred by section 122 of the Army Act and if so why the delay occurred in convening the court martial in case the Applicant had</p>

committed any misconduct under the Army Act or any of the Regulations framed there-under.

Replication to the affidavit if any may be filed within one week next thereafter.

List this case for further hearing on 16.09.2016.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH/-

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

T.A. No. 888 of 2010

Ranbir Singh

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <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 Petitioner and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Learned counsel for the Applicant prays for adjournment on the ground that the file has been inadvertently not brought to Court today. Learned counsel for the respondents has opposed the adjournment.</p> <p>However, in the ends of justice, the case is ordered to be adjourned today.</p> <p>List this case on 30.08.2016 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>MH/-</small></p>

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

T.A. No. 1451 of 2010

Anil Kumar

Petitioner

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Col (Retd) Ashok Kumar, Learned Counsel for the Petitioner and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">In the course of hearing, learned counsel for the respondents could not tell whether any action was initiated against L/N Dafedar Jitendra Singh, who was also found in an intoxicated condition and was present at the place where the lady was molested by the Applicant as recommended by the summary court martial.</p> <p style="text-align: center;">In view of the above, the case is adjourned in order to enable learned counsel for the respondents to seek instructions on this crucial point.</p> <p style="text-align: center;">List this case for further hearing on 30.08.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 1731 of 2016

Pradeep Kumar

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Memo of appearance filed today in court by Shri V.P.S.Vats as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri Ashok Kumar, Learned Counsel for the Applicant and Shri V.P.S.Vats, learned counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by learned counsel for the respondents, four weeks' time is granted to file objection to the Application for condonation of delay. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 20.09.2016 for admission.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 422 of 2016 In Ref: with M.A. No. 423 of 2016,
M.A. No. 1044 of 2016, Inre T.A. No. 1340 of 2010

Shyam Lal Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondent
By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <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.P. Pandey, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Objection filed by learned counsel for the respondents is taken on record. Learned counsel for the Applicant states that he has not been supplied copy of objection. Let a copy of objection be supplied to learned counsel for the Applicant within 48 hours. Replication, if any, may be filed within four weeks.</p> <p>List this case for orders on 15.9.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 1196 of 2016 with M.A. No. 1453 of 2016

Devendra Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri R.N. Tripathi, Learned Counsel for the Applicant and Shri R.K.S. Chauhan, Learned Counsel for the Respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;">Reply to objection filed by learned counsel for the Applicant is taken on record.</p> <p style="text-align: center;">List this case for disposal of Application for condonation of delay which is marked as M.A No 422 of 2016 on 02.09.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. 174 of 2015

Jageshwar Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <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.P. Pandey, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>In terms of earlier order dated 22.04.2016, three weeks' time was granted to file rejoinder affidavit. Again by means of order dated 04.07.2016, four weeks' further time was granted to file rejoinder affidavit.</p> <p>Learned counsel for the Applicant seeks further time to file rejoinder affidavit.</p> <p>As prayed by learned counsel for the applicant, four weeks' time is granted to file rejoinder affidavit.</p> <p>List this case for hearing on 15.09.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

O.A. No. 82 of 2014 with M.A. No. 725 of 2016

Yogesh Kumar

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri T.N. Tiwari, Learned Counsel for the Applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the Applicant as also learned counsel for the respondents assisted by OIC Legal Cell.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Judgment reserved.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

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

Rashmi Shukla

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri S.K.Banerjee, assisted by Shri P.K. Shukla, Learned Counsel for the Applicant and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">In the course of arguments, it appears that counsel for the Applicant is not ready with the case.</p> <p style="text-align: center;">List this case on 31.08.2016 for further hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

O.A. No. (A) of 327 of 2015

Arun Kumar Singh Applicant
By Legal Practitioner for the Applicant
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the Applicant and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the Applicant. On behalf of respondents, Maj Soma John OIC Legal Cell vehemently argued the points. However, Shri Anurag Mishra, learned counsel for the respondents could not speak even a single word to give reply to the arguments advanced by learned counsel for the Applicant despite being afforded repeated opportunity to him.</p> <p>Having heard learned counsel for the parties, the order is reserved.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

T.A. No. 163 of 2009

R.V. Prasad

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.08.2016</u> <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 T.N. Tiwari, Learned Counsel for the Petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>List this case for further hearing on 16.08.2016 to enable learned counsel for the Applicant to prepare the case on certain vital points.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

T.A. No. 15 of 2014 with M.A. No. 1151 of 2016

Major Kunwar Ambreshwar Singh Petitioner
By Legal Practitioner for the Petitioner
Union of India & Others Respondents
By Legal Practitioner for Respondents

Versus

Notes of the Registry	Orders of the Tribunal
	<p><u>08.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Shri V.A. Singh, Learned Counsel for the Petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj. Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by learned counsel for the Applicant, list this case on 01.09.2016 for hearing.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 1260 of 2016 with R.A. No. 50 of 2016
Inre T.A. No. 174 of 2009

Union of India & Others Petitioner- Respondents
By Legal Practitioner for the Petitioners- Respondents

Versus

Rama Shankar Respondent-Petitioner
By Legal Practitioner for Respondent-Petitioner

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p style="text-align: center;">Present: Mrs. Appoli Srivastava, Learned Counsel for the Petitioners - Respondents.</p> <p style="text-align: center;">It is a case for review against the order of the Tribunal dated 06.11.2015 by the Union of India on the ground that exemplary cost has been erroneously imposed.</p> <p style="text-align: center;">On earlier date, notice was issued to the respondent petitioner. The service of notice is still awaited.</p> <p style="text-align: center;">List this case on 26.08.2016 alongwith service report.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p style="text-align: left; font-size: small;">MH/-</p>

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

M.A. No. 1695 of 2016 Inre M.A. No. 564 of 2016

Bhola Dutt Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 A.K. Singh, Learned Counsel for the Applicant and Shri Namit Sharma, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No 1695 of 2016</u></p> <p>This is an Application for grant of leave to appeal vis a vis the order of the Tribunal dated 05.07.2016.</p> <p>We have heard learned counsel for the Applicant and have also been taken through the records.</p> <p>Having considered the grounds urged before us, we do not find any point of public importance to be adjudicated which may call for grant of leave to appeal keeping in view the provisions contained in section 31 of the Armed Forces Tribunal Act 2007.</p> <p>Accordingly, the Application being devoid of merit, is rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>MH/-</p>

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

M.A. No. 1699 of 2016 Inre O.A. No. 393 of 2011

Smt. Shyama Devi

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Ashok Sinha, Learned Counsel for the Applicant and Shri Amit Jaiswal, Learned Counsel for the Respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>By means of order dated 18.07.2016, the O.A was dismissed for want of prosecution..</p> <p style="text-align: center;"><u>M.A.No 1699 of 2016</u></p> <p>We have heard learned counsel for the parties and perused the affidavit filed by the Applicant in support of the Application for recall of the order dated 18.07.2016.</p> <p>The grounds urged for absence on the date, appear to be cogent and convincing. In this view of the matter, the order dated 18.07.2016 is recalled, of course, subject to payment of cost which we quantify at Rs. 500/- which shall be deposited with the Registry of this Tribunal within a week. In case the cost is deposited, the same shall be remitted to the accounts of the Bar Association of this Tribunal to be utilized for upgradation of its Library.</p> <p>The Application shall stand disposed of accordingly.</p> <p style="text-align: center;"><u>O.A.No 393 of 2011</u></p> <p>In view of the above, the OA shall stand restored to its original Number.</p> <p>List this case on 16.09.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

EX-A. No. 148 of 2016 Inre O.A. No. 359 of 2012

Ex- J.W.O. Shiv Kant Pandey Applicant
By Legal Practitioner for the Applicant
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Shiv Kant Pandey, Learned Counsel for the Applicant and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>Ex. A. No 148 of 2016</u></p> <p>By means of earlier order dated 05.05.2016, the OA was disposed of finally on the statement made by learned counsel for the respondents that sanction for payment of pension of the rank of Junior Warrant officer has been accorded by the Government.</p> <p>On being confronted, learned counsel for the respondents informed that the matter is in active consideration for issue of PPO.</p> <p>In view of the above, it is directed that the PPO shall be issued within two weeks without any further delay.</p> <p>Let the order be communicated to the authority concerned for expediting issue of PPO within two weeks positively.</p> <p>List this case on 22.08.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 986 of 2013

Smt. Meera Devi Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondent
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Ashok Kumar, Learned Counsel for the Applicant and Shri Amit Jaiswal, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>By means of order dated 08.03.2016, four weeks' time was granted to file objection on the Application for condonation of delay. It is informed that objection has not yet been filed.</p> <p>Learned counsel for the respondents has prayed for further time to file objection.</p> <p>As prayed, three weeks' further time is granted to file objection. Replication thereto if any may be filed within one weeks next thereafter.</p> <p>List this case for orders on 02.09.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

M.A. No. 79 of 2016

Vijaypal Singh

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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. Mishra, Learned Counsel for the Applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>It is informed that Shri Amit Jaiswal learned counsel for the respondent is indisposed and has not attended the Court today.</p> <p>List this case on 17.08.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>MH/-</small></p>

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

M.A. No. 216 of 2016 with M.A. No. 1047 of 2016,
M.A. No. 1081 of 2016, M.A. No. 1674 of 2016

Ram Avtar Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No 1047 of 2016</u></p> <p>This is an Application for condonation of delay.</p> <p>Learned counsel for the Applicant submits that the delay mainly occurred on account of being ill-advised by his earlier counsel namely, Shri B.S.Patel, to whom he had paid fee for filing suit. He also stated that the aforesaid counsel later on returned the fee. He further submits that the Applicant has already made a complaint to the Bar Council of U.P. against the aforesaid lawyer.</p> <p>We have given our anxious consideration and we are of the view that the delay that has occurred does not seem to be deliberate and intentional and cause shown seems to be sufficient.</p> <p>Accordingly, the delay in filing the OA is condoned. The M.A aforesaid shall stand disposed of.</p> <p><u>O.A. No Nil of 2016</u></p> <p>This is an Application for grant of Pension of the rank of</p>

Honorary Naib Subedar. It is stated that in identical cases, Hon Apex Court as well as this Tribunal have granted the relief prayed for and the present case is covered by the decisions of Hon'ble Apex Court as well as the decisions of this Tribunal.

Accordingly, this petition is admitted.

Learned counsel for the respondents states that he be granted time to file counter affidavit. As prayed, three weeks' time is granted to file counter affidavit. Rejoinder affidavit if any, may be filed within one week next thereafter.

List this case for hearing on 02.09.2016.

On the date fixed, learned counsel for the Applicant shall place before us all the decisions relevant on the point for facilitating adjudication of the controversy.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH/-

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

M.A. No. 509 of 2016 with M.A. No. 752 of 2016

Smt. Rajni Verma

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Petitioner and Sunil Sharma, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Replication to objection filed today in court is taken on record.</p> <p><u>M.A.No 509 of 2016</u></p> <p>Applicant in the instant case who claims to be wife of late Shri Manoj Kumar Verma, Ex sapper in the Indian Army has prayed for grant of family pension that the family pension has been erroneously sanctioned and is being paid to her mother in law, who has turned her out of her matrimonial house. It is submitted by learned counsel for the Applicant that on account of constant harassment and also that she was pursuing her case with the Military authorities, the delay that has occurred is not deliberate and intentional. He also submitted that it being recurring cause of action, the delay be not construed as intentional.</p> <p>In view of the above, the delay is accordingly condoned.</p> <p>Looking to the facts and circumstances of the case, we are of the view that the present Application deserves to be admitted for adjudication.</p> <p>It is accordingly admitted.</p> <p>Notice has been accepted by Shri Sunil Sharma, on behalf of respondents, 1 3 and 4.</p>

Let notice be issued to the respondent no 2 returnable at an early date.

Meanwhile, learned counsel for the respondents may file counter affidavit within two weeks. Rejoinder affidavit if any may be filed within two weeks next thereafter.

List this case on 20.10.2016 for orders alongwith the report with regard to sufficiency of service.

(Air Marshal Anil Chopra)
Member (A)

(Justice D.P. Singh)
Member (J)

MH/-

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

M.A. No. 537 of 2016 with R.A. No. 20 of 2016
Inre M.A. No. 1652 of 2014

Smt. Sagro Devi Applicant
By Legal Practitioner for the Applicant
Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 C.S. Rawat, Learned Counsel for the Applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant two weeks' further time is allowed to file reply to the objection List this case on 25.08.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

O.A. No. 89 of 2015

Ashok Kumar Kushwaha

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Yash Pal Singh, Learned Counsel for the Applicant and Shri Kaushik Chattarji, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed, three weeks' and no more time is granted to file counter affidavit on behalf o respondent no 5. Rejoinder affidavit, if any may be filed within one week next thereafter.</p> <p>List this case for orders on 02.09.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

O.A. No. 141 of 2016

Dharam Deo Singh

Applicant

By Legal Practitioner for the Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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 Shailendra Kumar Singh, Learned Counsel for the Applicants and Mrs. Anju Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>In terms of earlier order, counter affidavit was to be filed within six weeks. According to office report, no counter affidavit has yet been filed.</p> <p>As prayed by learned counsel for the respondents, four weeks' further time is granted to file counter affidavit.</p> <p>List this case on 16.09.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH/-</p>

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

O.A. No. 50 of 2013

S.K. Parida

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.08.2016</u> <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.A. Singh, Learned Counsel for the Applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p><small>MH/-</small></p>

