

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

EX-A. No. 231 of 2016 Inre O.A. No. 144 of 2014

Pramod Kumar 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>29.11. 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) R.N. Singh, Ld 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;">An statement has been made by OIC, Legal Cell that in pursuance of order dated 06.05.2016 of this Tribunal the applicant was reconsidered by Review Selection Board. However the applicant was not found fit for selection inspite of the fact that the two ACR entries awarded to the applicant were set aside.</p> <p style="text-align: center;">Accordingly the Execution Application loses its efficacy and is rejected with liberty to the applicant to raise his grievance before the appropriate forum.</p> <p style="text-align: center;">.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="text-align: left; margin-left: 10px;"><small>anb</small></p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

EX-A. No. 232 of 2016 Inre O.A. No. 315 of 2015

Mange Ram

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>29.11.2016</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 Ashok Singh, Ld. Counsel for the Applicant and Shri D.K. Pandey, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;">List the case on 12.12.2016 to enable Ld. Counsel for the respondents to receive instructions as to why order of the Tribunal dated 19.11.2015 has not been complied with.</p> <p style="text-align: center;">We trust and hope that by the next date of listing that the order of the Tribunal shall be complied with by the respondents and compliance report is submitted.</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>anb</p>

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

EX-A. No. 234 of 2016 O.A. No. 69 of 2015

Awadhesh Yadav
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>29.11.2016</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 Arun Kumar, Ld. 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;">It has been informed by OIC, Legal Cell that Chief of the Army Staff had already decided the applicant's statutory complaint vide order dated 29.12.2014 which fact could not be brought to the notice of this Tribunal.</p> <p style="text-align: center;">Respondents have filed review petition.</p> <p style="text-align: center;">List the case on 05.12.2016 alongwith review application No 107 of 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>anb</p>

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

M.A. No. 2594 of 2016 Inre O.A. No. 500 of 2012

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

Versus

Manjit Mishra Respondent- Applicant
By Legal Practitioner for Respondent- Applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>29.11.2016</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 : Dr. Shailnda Sharma Atal, Ld. Counsel for the applicant - respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2594 of 2016</u></p> <p>This is an application under Section 31 of the Armed Forces Tribunal Act, 2007 for grant of leave to appeal on the ground that the statutory period of 96 hours was provided while serving charge sheet on the applicant and inviting objection to it.</p> <p>After hearing Ld. Counsel for the respondents, we do not find any ground where question of public importance is involved to grant leave to appeal. In view of statutory provision contained in Section 31 of the Armed Forces Tribunal Act, 2007, we also find that no point of law of general importance is involved, which may call for grant of leave to appeal to the applicant.</p> <p>Accordingly, application lacks merit and 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>anb</p>

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

M.A. No. 2596 of 2016 Inre T.A. No. 89 of 2013

Mahesh 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>29.11.2016</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 Vijay Kumar Pandey, Ld. Counsel for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 2596 of 2016</u></p> <p>Heard Ld. Counsel for the applicant.</p> <p>Cause shown is sufficient.</p> <p>Order dated 15.11.2016 dismissing the T.A. for non prosecution is recalled subject to payment of Rs 200/- as costs which shall be remitted to the Army Central Welfare Fund.</p> <p>T.A shall be restored to its original number subject to production of receipt indicating payment of cost by Ld. Counsel for the petitioner.</p> <p>M.A. No. 2596 of 2016 is accordingly allowed.</p> <p><u>T.A. No. 89 of 2013</u></p> <p>Subject to deposition of cost, list this case on 08.12.2016 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>anb</p>

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Court No. 2

M.A. No. 2597 of 2016 Inre M.A. No. 2136 of 2016

Rajendra Prasad 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>29.11.2016</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, Ld. Counsel for the applicant, and Shri Ashish Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2597 of 2016</u></p> <p>Heard Ld. Counsel for the applicant. Cause shown is sufficient.</p> <p>Order dated 15.11.2016 dismissing the M.A. 2136 alongwith O.A. No Nil of 2016 for non prosecution is recalled subject to payment of Rs 200/- as costs which shall be remitted to the Army Central Welfare Fund.</p> <p>M.A shall be restored to its original number subject to production of receipt indicating payment of cost by Ld. Counsel for the petitioner.</p> <p>M.A. No. 2596 of 2016 is accordingly allowed.</p> <p style="text-align: center;"><u>M.A. No. 2136 of 2016</u></p> <p>Subject to deposition of cost, list this case on 08.12.2016 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>anb</p>

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

M.A. No. 1906 of 2015 Inre O.A. No. Nil of 2015

Neeraj Bhatt

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>29.11.2016</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, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, two weeks' further time is granted to file replication to objection filed by Ld. Counsel for the respondents.</p> <p>List the case on 05.01.2017 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>anb</p>

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

M.A. No. 1418 of 2016 with M.A. No. 2346 of 2016
& M.A. No. 2399 of 2016

R.R. Joshi

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>29.11.2016</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) Y.R. Sharma, Ld. Counsel for the applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2346 of 2016</u></p> <p style="text-align: center;">Application for taking objection on application for condonation of delay is taken on record.</p> <p style="text-align: center;">M.A. No. 2346 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>M.A. No. 2399 of 2016</u></p> <p style="text-align: center;">Reply against objection on application for condonation of delay is taken on record.</p> <p style="text-align: center;">M.A. No. 2399 of 2016 is disposed of.</p> <p style="text-align: center;"><u>M.A. No. 1418 of 2016</u></p> <p style="text-align: center;">This is an application for condonation of delay in preferring the O.A. for grant of disability pension.</p> <p style="text-align: center;">Admittedly the applicant applied for premature retirement in Sep 2000 which was sanctioned. Release Medical Board was held on 29.11.2000 and disability was assessed 30% for five years due to injury sustained while on duty. The applicant was released from Army on 01.12.2000 and struck of strength with effect from 01.12.2000 after completion of 22 years of colour service. By PPO dated 10.01.2001 issued by PCDA (P)</p>

Allahabad, the applicant was paid pension but no disability pension was paid. Applicant submitted representation on 25.01.2007. The PCDA (P) Wrote letter dated 28.02.2007 to AG/PS 4D to pay disability pension. However by order dated 07.03.2007 the applicant was intimated that officer proceeding on pre-mature retirement shall not be paid disability pension in accordance with Rule 50 of Pension Regulations for the Army, 1961. The applicant made a representation dated 18.5.2007 followed by reminder but could not get any relief except communicated dated 29.09.2009 that being prematurely retired he is not entitled to disability pension.

In the meantime the Armed Forces Tribunal, Principal Bench Delhi set aside the order which prohibited payment of disability pension covering applicant's service rendered in the Indian Army. By another judgment the Principal Bench held that there cannot be different categories with regard to payment of disability pension. The matter is pending adjudication before the Hon'ble Supreme Court but no stay order has been granted by the Hon'ble Supreme Court.

Keeping in view the fact that Hon'ble the Supreme Court has not stayed the decision of Principal Bench of the Armed Forces Tribunal, prima facie the applicant is entitled for grant of disability pension. The cause shown seems to be sufficient. Even otherwise grant of disability pension has recurring cause of action. The applicant may be paid disability pension from three preceding years from the date of filing of the O.A.

Accordingly application for condonation of delay is **allowed** and the delay is condoned.

Admit.

Let counter affidavit be filed within six weeks. Rejoinder affidavit shall be filed within next two weeks.

List the case on **19.01.2017** for orders.

(Air Marshal Anil Chopra)
Member (A)

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

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Court No. 2

T.A. No. 1273 of 2010

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

Notes of the Registry	Orders of the Tribunal		
	<p><u>28.11. 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 Indu Prakash Singh, Ld Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">It is submitted by Ld. Counsel for the petitioner that supplementary has been filed in the Registry today. The same shall be placed on record.</p> <p style="text-align: center;">Respondents may file supplementary counter affidavit within one week to which supplementary rejoinder affidavit may be filed by the applicant within one week thereafter.</p> <p style="text-align: center;">List the case on 20.12.2016 for orders.</p> <p style="text-align: center;">.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="text-align: left; margin-left: 10px;"><small>anb</small></p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

O.A. No. 102 of 2012 with M.A. No. 2591 of 2016

Jeetendra 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>29.11.2016</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.K. Pandey, Ld. 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;">As prayed by Ld. Counsel for the respondents a week' time is granted for filing supplementary affidavit annexing thereto copy of the injury report to which Ld. Counsel for the applicant may file reply within three days thereafter.</p> <p style="text-align: center;">List the case on 12.12.2016 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>anb</p>

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

T.A. No. 633 of 2010

Upendra Singh Chauhan

By Legal Practitioner for the Petitioner

Petitioner

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>29.11.2016</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 & Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the petitioner wants further time to prepare the case. As prayed, list the case on 12.12.2016 for further 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, and list of events.</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>anb</p>

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

O.A. No. 208 of 2014 & M.A. No. 2616 of 2016

Pravind 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>29.11.2016</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, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2616 of 2016</u></p> <p>Supplementary counter affidavit filed by Ld. Counsel for the respondents to the amended O.A. is taken on record.</p> <p>M.A. No. 2616 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>O.A. No. 208 of 2014</u></p> <p>Applicant may file reply to the supplementary affidavit within two weeks thereafter.</p> <p>List the case on 22.12.2016 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, and list of events.</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>anb</p>

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

T.A. No. 284 of 2010

Umesh Kumar Chourasia 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>29.11.2016</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 petitioner. Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N. Chaturvedi, Ld. Counsel for the petitioner is suffering from illness.</p> <p>The case is adjourned.</p> <p>List the case on 02.02.2017 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, and list of events.</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>anb</p>

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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 the Petitioner

Petitioner

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>29.11.2016</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 & Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri Anurag Mihsra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List the case on 12.12.2016 for further hearing to enable Ld. Counsel for the parties to cite case laws where period of summary court martial has been discussed and finding has been recorded.</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, and list of events.</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>anb</p>

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Court No. 2

M.A. No. 1411 of 2016 with M.A. No. 1412 of 2016
Inre T.A. No. 1278 of 2010

V.V. Khandekar Rao 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>29.11.2016</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 & Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri Kaushik Chattarji, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Objection filed by learned counsel for the respondents vis a vis the Application for recall of the order is taken on record. Response to it if any, may be filed within two weeks.</p> <p style="text-align: center;">List this case on 02.01.2017 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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{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

M.A. No. 1901 of 2016 Inre O.A. No. Nil of 2016

Ramwati Devi @ Ram Beti 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>29.11.2016</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, Ld. Counsel for the applicant and Shri Kaushik Chattarji, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Objection filed by learned counsel for the respondents is taken on record. Response to it if any, may be filed within two weeks.</p> <p>List this case on 02.01.2017 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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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

T.A. No. 31 of 2016

Gajadhar Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>29.11.2016</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 petitioner and Dr. S.N. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Case called out in the revised list but there is no appearance for the Petitioner.</p> <p>In view of the above, the case is dismissed for want of prosecution.</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
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

T.A. No. 87 of 2016

Yuvraj Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>29.11.2016</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, Ld. Counsel for the petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It has been pointed out by the learned counsel for the Applicant that the copy of the counter affidavit supplied to him is without any annexures referred to in the counter affidavit. Even the copies of counter affidavit placed on record do not contain annexures referred to in the counter affidavit.</p> <p>In view of the above, three weeks' and no more time is granted to bring on record the annexures by way of filing affidavit or fresh counter affidavit complete in all respects may be brought on record by the next date fixed in the case.</p> <p>List this case on 10.01.2017 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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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

O.A. No. 41 of 2015

Parmjit 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>29.11.2016</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 Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri G.S. Sikarwar, 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, the case is listed for further hearing on 14.12.2016.</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.(A). No. 314 of 2015

Shiv Ram 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>29.11.2016</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 Shailendra Kumar Singh, Ld. Counsel for the applicant 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 for further hearing on 12.12.2016.</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

M.A. No. 2305 of 2015 with M.A. No. 2006 of 2016
Inre O.A. No. Nil of 2015

Suraj Singh Negi 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>29.11.2016</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 holding brief of Shri K.K.S.Bisht, learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Soma John, OIC Legal Cell.</p> <p>Since Shri K.K.S Bhisht has not attended the Court on account of being ill, the case is adjourned and is directed to be listed for hearing on 05.12.2016.</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>

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

O.A. No. 215 of 2016

Aman Kumar 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>29.11.2016</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 Manish Mishra/Sandeep Shukla, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>OIC Legal Cell has sought the case to be adjourned submitting that learned counsel for the respondents is not present today.</p> <p>In view of the above, the case is adjourned and is directed to be listed for hearing on 06.02.2017.</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

T.A. No. 947 of 2010

Vinod 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>29.11.2016</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) Y.R. Sharma, Ld. Counsel for the petitioner and Dr. Chet Narain Singh, 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 respondents, the case is directed to be listed for hearing on 20.12.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p>MH</p>

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

T.A. No. 70 of 2013

Pan Singh Pundir

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>29.11.2016</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. Chandra, Ld. Counsel for the petitioner and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, list this case on 30.11.2016 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>

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

T.A. No. 88 of 2013

Birender 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>29.11.2016</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 & Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List this case on 07.12.2016 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>

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

T.A. No. 2 of 2015 with Dy No. 2295 of 2015

Chattar 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>29.11.2016</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 M.R. Gupta, Ld. Counsel for the petitioner and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</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

T.A. No. 46 of 2016

Dhirendra Narayan Giri 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>29.11.2016</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 Surendra Yadav, Ld. Counsel for the petitioner and Dr. Chet Narain,, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Present petition has been filed challenging declaration of the Petitioner as deserter. On the other hand, OIC Legal Cell made a statement across the bar that the Petitioner has already been dismissed.</p> <p>In view of the above, it is directed that the OIC Legal Cell shall produce the original dismissal order on the next date fixed for perusal of the Bench. A copy of dismissal order be also served to learned counsel for the Petitioner by the next date fixed.</p> <p>List this case on 14.12.2016 for hearing/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>

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

M.A. No. 2467 of 2016 Inre T.A. No. 82 of 2011

Ram Lakhan Singh By Legal Practitioner for the Petitioner	Petitioner
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>28.11. 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 Bachchan Singh, Ld Counsel for the petitioner and Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A.No. 2467 of 2016</u></p> <p>This is an Application for recall of the order dated 17.10.2016 whereby T.A aforesaid was dismissed for default.</p> <p>We have heard learned counsel for the Applicant who has fully explained his absence on the date.</p> <p>In view of the above, the order dated 17.10.2016 is recalled of course subject to payment of cost which we quantify at Rs 500/-. The cost shall be deposited within a week. The cost so deposited shall be remitted to the Army Central Welfare Fund for the welfare of the Army Personnel.</p> <p style="text-align: center;"><u>T.A. No 82 of 2011</u></p> <p>In view of the above, the T.A shall stand restored to its original number.</p> <p style="text-align: center;">List this case for admission on 16.01.2017.</p> <p style="text-align: center;">.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="text-align: left; margin-left: 10px;">MH</p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

EX-A. No. 211 of 2016 Inre M.A. No. 114 of 2016, M.A. No. 1561 of 2016
& M.A. No. 1562 of 2016

Nihal 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>28.11.2016</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 Shri Yogesh Kesarwani, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>On the earlier date, a plea was made that the Applicant was allowed to join duty in terms of the order of the Tribunal dated 09.08.2016 and in view of the above, the authorities be directed to hold enquiry. On being confronted, learned counsel for the respondents has stated that in terms of the order of the Tribunal, enquiry was held in the matter.</p> <p>Learned counsel for the Applicant is not present. Learned counsel for the respondents submits that Applicant has not resumed duty ostensibly in view of pendency of the Ex. Application in the instant Tribunal.</p> <p>Since counsel for the Applicant is not present, keeping in view the statement made by learned counsel for the respondents across the bar, we direct that the Applicant shall report for duty at the Unit on or before 07.12.2016. The matter will be looked into further on the next date fixed in the case.</p> <p>Let a copy of the order be supplied to learned counsel for the respondents free of cost by tomorrow.</p> <p>Counter affidavit filed by learned counsel for the</p>

respondents is taken on record. Reply to it if any may be filed within two weeks next thereafter.

List this case on **12.01.2017** for orders.

(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. 942 of 2014 with M.A. No. 2143 of 2015
& M.A. No. 1671 of 2016

Hari 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>28.11.2016</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, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Learned counsel for the Applicant prays for and is granted two weeks' further time is granted to file reply to the objection filed by learned counsel for the respondents.</p> <p>List this case on 17.01.2017 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>

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

M.A. No. 718 of 2016 with M.A. No. 2536 of 2016
Inre O.A. No. Nil of 2016

Smt. Rekha 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>28.11.2016</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) R.C. Dixit, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Objection filed by learned counsel for the respondents is taken on record.</p> <p>As prayed by learned counsel for the Applicant two weeks' time is allowed to file reply to the objection.</p> <p>List this case on 12.01.2017 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>

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

M.A. No. 981 of 2016 with M.A. No. 982 of 2016
Inre T.A. No. 983 of 2010

Ajit Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.11.2016</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 Beer Prakash, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It would appear that the delay was condoned on the earlier date.</p> <p>We have heard learned counsel for the parties on the issue of admission.</p> <p>In view of the arguments advanced across the bar, we find it a fit case for admission.</p> <p>Admit.</p> <p>It is informed that certain papers are wanting in the Bench copy. Let the shortcomings be made good by the office.</p> <p>Since affidavits have already been exchanged in the instant case, the case is ripe for hearing.</p> <p>In view of the above, the case is ordered to be listed for hearing on 16.01.2017.</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. 1789 of 2016

Arvind Kumar

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>28.11.2016</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, Ld. Counsel for the applicant, and Shri Ashish Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Though objection has been filed, but copy thereof, it is submitted, has not been supplied to learned counsel for the Applicant.</p> <p>Learned counsel for the respondents has supplied copy of the objection to learned counsel for the Applicant in court itself.</p> <p>Learned counsel for the Applicant prays for and is granted three weeks' time to file reply to the objection.</p> <p>List this case on 17.01.2017 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>

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

M.A. No. 2104 of 2016 Inre T.A. No. 535 of 2010

Ramendra 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>28.11.2016</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 Siddharth Dhaon, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">On case being called out, Applicant appeared in person.</p> <p style="text-align: center;">Learned counsel for the respondents prays for and is granted four weeks' further and no more time to file objection to the Application for condonation of delay. Response if any may be filed within two weeks next thereafter.</p> <p style="text-align: center;">List this case on 17.01.2017 for disposal of Application for condonation of delay/hearing of the O.A.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p style="text-align: left; margin-left: 20px;">MH</p>

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

M.A. No. 2123 of 2016 Inre O.A. No. 183 of 2014

Yogesh Kumar

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>28.11.2016</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, Ld. 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>M.A No 2123 of 2016</u></p> <p>This is an Application for grant of leave to appeal. The main brunt of ground urged by learned counsel for the Applicant is that he wants to file an appeal against the impugned order dated 17.08.2016 whereby his O.A was dismissed being devoid of merit.</p> <p>We have heard learned counsel for the Applicant. The counsel has not invited our attention to any substantial question of law of public importance. The grounds urged in the Applicant have already been thoroughly dealt with while deciding the O.A aforesaid.</p> <p>In view of the above, the Application for leave to appeal lacks merit and is accordingly 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. 2195 of 2016 Inre T.A. No. 163 of 2009

R.V. Prasad

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>28.11.2016</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, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A No 2195 of 2016</u></p> <p>This is an Application for leave to appeal against the impugned order dated 29.08.2016. The grievance urged in the Application for leave to appeal is that while allowing the O.A the Applicant has been ordered to be paid back-wages to the extent of 50% only.</p> <p>While hearing learned counsel for the Applicant, attention of the Tribunal has not been invited to any substantial question of law of public importance.</p> <p>In view of the above, we are of the view that the Application lacks merit and is liable to be rejected.</p> <p>It is accordingly rejected in limine.</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. 324 of 2013

Prabodh Nath Tiwari Applicant
By Legal Practitioner for the Applicant

Versus

Chief of Army Staff & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.11.2016</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 & Shri Rohit Kumar, Ld. 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;">Learned counsel for the respondents prays for and is granted two weeks' time to receive instructions.</p> <p style="text-align: center;">List this case for orders on 02.01.2017.</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. (A). No. 279 of 2013

Manoj Kumar Sharma

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>28.11.2016</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>A mention has been made that learned counsel for the Applicant being out of station has not attended the Court today.</p> <p>Applicant is also present in Court in person.</p> <p>In view of the above, the case is ordered to be listed on 19.01.2017 for 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. (A). No. 105 of 2015

Trilok Dutt

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>28.11.2016</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 Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>A mention has been made that learned counsel for the Applicant is not available today.</p> <p>In view of the above, the case is ordered to be listed on 19.01.2017 for 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

T.A. No. 70 of 2013

Pan Singh Pundir

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>28.11.2016</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, Ld. Counsel for the petitioner and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, the case is directed to be listed on 29.11.2016 for 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

T.A. No. 31 of 2012 with M.A. No. 2007 of 2015
& M.A. No. 2486 of 2016

Shatrughan Singh Chauhan 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>28.11. 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) R.N. Singh & Shri Bhanu Pratap Singh Chauhan, Ld Counsel for the petitioner and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">During course of arguments Col (Retd) R.N. Singh, Ld. Counsel for the respondents invited attention to various provisions of Army Rules and certain other provisions.</p> <p style="text-align: center;">It shall be appropriate for him to provide list/charge of all relevant statutory provisions like Army Act, Army Rules, Army Orders, DSR and Policies etc by the next date of listing.</p> <p style="text-align: center;">Ld. Counsel for the respondents shall also provide Rules and Regulations etc in the form of chart.</p> <p style="text-align: center;">Arguments could not conclude.</p> <p style="text-align: center;">List the case on 30.11.2016 for further arguments/hearing in terms of earlier orders.</p> <p style="text-align: center;">.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) (Justice D.P. Singh) Member (A) Member (J)</p> <p style="text-align: left; margin-left: 20px;">anb</p>

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

O.A. No. 34 of 2015

Ram Singh Yadav

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>28.11.2016</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. Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Case is called out in the revised list. None appeared on behalf of the applicant to press this application in second round after pass over.</p> <p>Shri R.K.S. Chauhan, Ld. Counsel for the respondents vehemently opposed the petition</p> <p>O. A. No. 34 of 2015 is dismissed for non prosecution. Interim order, if any, is hereby vacated.</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>anb</p>

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

O.A. No. 199 of 2015 with M.A. No. 2555 of 2016

Awadhesh Kumar Yadav

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>28.11.2016</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.K. Pandey, Ld. 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;">In spite of repeated opportunities, Ld .Counsel for the respondents has failed to produce the record.</p> <p style="text-align: center;">The case is passed over for the day and shall be listed again on 16.12.2016 for hearing in terms of order dated 11.11.2016.</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) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 312 of 2015

Ramakant 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>28.11.2016</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.B. Tiwari, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Still the respondents have not held re-examination of the applicant by Medical Board.</p> <p style="text-align: center;">Ld. Counsel for the respondents submits that communication has been received informing the applicant to appear for re-examination by Medical Board.</p> <p style="text-align: center;">Let the letter be provided to Ld. Counsel for the applicant by the respondents and opinion of the Medical Board shall be produced before the Tribunal on the next date of listing.</p> <p style="text-align: center;">List the case again on 22.12.2016 for orders.</p> <table style="width: 100%; border: none; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="font-size: small; margin-top: 5px;">anb</p>	(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)
(Air Marshal Anil Chopra) Member (A)	(Justice D.P. Singh) Member (J)		

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

O.A.(A). No. 314 of 2015

Shiv Ram 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>28.11.2016</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 Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Soma John, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties. Arguments could not conclude.</p> <p>Put up on 29.11.2016 for further arguments.</p> <p>On said 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, and list of events.</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>anb</p>

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

T.A. No. 149 of 2010

Virendra 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>28.11.2016</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 & Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As agreed by Ld. Counsel for the parties, list the case on 01.12.2016 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, and list of events.</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>anb</p>

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

**EX-A. No. 181 of 2016 with M.A. No. 2545 of 2016
Inre O.A. No. 81 of 2010**

Achche Lal

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>25.11.2016</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. Chandra, Ld. Counsel for the applicant, and Shri Amit Jaiswal, 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, two weeks' time is granted to file reply to the affidavit filed by learned counsel for the respondents.</p> <p style="text-align: center;">List this case on 23.12.2016 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>

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

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

O.A. No. 127 of 2012 with M.A No 2115 of 2015

Gautam Kumar

By Legal Practitioner for the Applicant

Applicant

Versus

Commanding Officer 38 Med Regt

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.11.2016</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 Yashovardhan Swaroop, Learned counsel for the Applicant and Shri Amit Sharma, learned counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list this case on 15.12.2016 for further hearing.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(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. 163 of 2015

Lt Col Ray Gautam Prasad

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>25.11.2016</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, Ld. Counsel for the applicant and Shri Kaushik Chattarji, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the parties, the case is ordered to be listed on 13.01.2017 for further hearing.</p> <p>.</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

T.A. No. 94 of 2016

Sunil Kumar

By Legal Practitioner for the Petitioner

Petitioner

Versus

The Commanding Officer, 38 Med Regt & ORs

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.11.2016</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 Yashovardhan Swaroop, Ld. Counsel for the petitioner 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;">As prayed, list this case on 15.12.2016 for further hearing.</p> <p style="text-align: center;">.</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

T.A. No. 95 of 2016

Baljit Singh

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.11.2016</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 Yashovardhan Swaroop, Ld. Counsel for the petitioner and Shri Rajiv Pandey, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, list this case on 15.12.2016 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

T.A. No. 96 of 2016

Maj Gen D.V.S. Rana

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.11.2016</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.C. Ghildiyal, Ld. Counsel for the petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">List of cases proposed to be relied upon by learned counsel for the respondents has been given to learned counsel for the Applicant which he wants to study before advancing his arguments.</p> <p style="text-align: center;">In view of the above, the case is listed for further hearing on 18.01.2017.</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. 126 of 2012 with M.A. No. 2114 of 2015

Smt Uma Patel & ORs

Applicant

By Legal Practitioner for the Applicant

Versus

Commanding Officer 38 Med Regt

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.11.2016</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 Yashovardhan Swaroop, Ld. Counsel for the applicant 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, list this case on 15.12.2016 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. 145 of 2015 with M.A. No. 2583 of 2016

Lt Col Pawan Kumar Gaur

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>25.11.2016</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.K. Verma, Ld. Counsel for the applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Soma John, OIC Legal Cell.</p> <p style="text-align: center;">In order to enable learned counsel for the Applicant to file reply, the case is ordered to be listed on 17.01.2017 for 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. 200 of 2015 with M.A. No. 2564 of 2016

Col V.J.S. Varaich 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>25.11.2016</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, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Synopsis has been filed by learned counsel for the respondent no 5. Office is directed to provide copy of the synopsis filed by learned counsel for the respondent no 5 to learned counsel for the Applicant.</p> <p>List this case on 18.01.2017 for hearing.</p> <p>In the meanwhile, it shall be open to the respondents to consider the case of the Applicant for being sent for higher command course.</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. 245 of 2015

Ajay Kumar Tiwari

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>25.11.2016</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 : Wg Cdr (Retd) A.K. Singh, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</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. 332 of 2015

Raushan Kumar 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>25.11.2016</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 applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Since Shri R.K.Shukla learned counsel for the Applicant is reported to be ill, being out of station, the case is adjourned and is directed to be listed on 10.01.2017 for 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. 20 of 2016 with M.A. No. 2248 of 2016

Bal Krishna M

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>25.11.2016</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 : Applicant in person and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p style="text-align: center;">Since matter is ripe for hearing, it is ordered to be listed for hearing on 18.01.2017 as agreed by learned counsel for the respondents as well as the Applicant in person.</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. 192 of 2016

Subodh Verma

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>25.11.2016</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 : Dr. R.S. Pande, Ld. Counsel for the applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Col Ajeen Kumar, and Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the respondents, three weeks' further time is allowed to file counter affidavit. Rejoinder affidavit, if any, may be filed within three weeks next thereafter.</p> <p>List this case for hearing on 18.01.2017.</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. 202 of 2016 with M.A. No. 2507 of 2016

Gopal 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>25.11.2016</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.R. Chaubey, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant, two weeks' time is granted to file rejoinder affidavit.</p> <p>List this case for hearing on 06.01.2017.</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

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>25.11.2016</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, Ld. Counsel for the petitioner and Shri Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</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

T.A. No. 22 of 2013

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>25.11.2016</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.Singhi, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Heard learned counsel for the parties.</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

T.A. No. 31 of 2012 with M.A. No. 2007 of 2015
& M.A. No. 2486 of 2016

Shatrughan Singh Chauhan 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>24.11. 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) R.N. Singh, Shri Bhanu Pratap Singh Chauhan and Shri V.A. Singh, Ld Counsel for the petitioner and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Col JG Manhas & Maj Soma John, OIC Legal Cell.</p> <p>During course of arguments advanced by Ld. Counsel for the petitioner it has been brought to notice of the Court that summary of evidence submitted by Col Dalal, Commanding Officer, 4 Raj Rif, a copy of which has been filed as Annexure No 7, does not contain recommendation for Summary General Court Martial (SGCM) proceeding, however it has been stated by Col JG Manhas, OIC Legal Cell that summary of evidence was submitted to superior authority who advised to hold SGCM. However respondents has failed to inform as to who is the superior authority who had recommended for SGCM. It is not disputed that convening order was passed by Lt Gen Zaki, GOC 15 Corps who according to respondents is the superior authority</p>

who directed to hold SGCM. Respondents do not have copy of the recommendation whereby the decision was taken to hold SGCM on the basis of summary of evidence.

In spite of the fact that repeatedly this Court had directed the respondents to keep available entire original records during course of hearing, non production of such important record does not co-relate with the statutory provision of Section 23 and 24 of Army Rule, 1954. It is unfortunate.

List the case again on **28.11.2016** for further hearing in terms of earlier orders.

(Air Marshal Anil Chopra)
Member (A)

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

anb

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

O.A. No. 35 of 2016

Jitendra Pratap 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>25.11.2016</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 Pradeep Chandola, Ld. Counsel for the Applicant and Dr. Chet Narain Singh, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Judgment pronounced.</p> <p>Original Application No. 35 of 2016 is allowed.</p> <p>For order, see our order of date passed on separate sheets.</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. 2556 of 2016 Inre O.A. No. Nil of 2016

Yogendra Kumar
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>25.11.2016</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.R. Chaubey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, four weeks' time is granted to file objection on application for condonation of delay.</p> <p>Reply may be filed by Ld. Counsel for the applicant within next two weeks.</p> <p>List the case on 01.02.2017 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>anb</p>

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

M.A. No. 2572 of 2016 Inre T.A. No. 77 of 2013

Jitendra 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>25.11.2016</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, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2572 of 2016</u></p> <p>Heard Ld. Counsel for the parties.</p> <p>Shri G.S. Sikarwar, Ld. Counsel for the respondents opposed the petition.</p> <p>Cause shown is sufficient.</p> <p>Order dated 16.11.2016 dismissing the T.A. No. 77 of 2013 for non prosecution is recalled subject to payment of Rs 500/- as costs which shall be remitted to the Army Central Welfare Fund.</p> <p>T.A shall be restored to its original number subject to production of receipt indicating payment of cost by Ld. Counsel for the petitioner.</p> <p>M.A. No. 2572 of 2016 is disposed of.</p> <p style="text-align: center;"><u>T.A. No. 77 of 2013</u></p> <p>List this case on 02.01.2017 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>

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

M.A. No. 2573 of 2016 Inre O.A. No. 123 of 2010

Durgawati 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>25.11.2016</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, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 2573 of 2016</u></p> <p>Heard Ld. Counsel for the parties.</p> <p>Shri G.S. Sikarwar, Ld. Counsel for the respondents opposed the petition.</p> <p>Cause shown is sufficient.</p> <p>Order date 15.11.2016 dismissing the O.A. No. 123 of 2010 for non prosecution is recalled subject to payment of Rs 500/- as costs which shall be remitted to the Army Central Welfare Fund.</p> <p>T.A shall be restored to its original number subject to production of receipt indicating payment of cost by Ld. Counsel for the petitioner.</p> <p>M.A. No. 2573 of 2016 is disposed of.</p> <p style="text-align: center;"><u>O.A. No. 123 of 2010</u></p> <p>List this case on 03.01.2017 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>anb</p>

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

M.A. No. 572 of 2016

Shiv Nath 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>25.11.2016</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, Ld. Counsel for the applicant 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, one week's further time and no more is allowed to file reply to the objection filed by the respondents.</p> <p style="text-align: center;">List the case on 03.01.2017 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>anb</p>

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

M.A. No. 1878 of 2016 with M.A. No. 2584 of 2016
Inre O.A. No. Nil of 2016

Yuva Raj Thapa 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>25.11.2016</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 applicant. Mrs Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">Shri K.K. Mishra, Ld. Counsel for the applicant is reported to be out of station.</p> <p style="text-align: center;">List the case on 09.01.2017 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>anb</p>

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

M.A. No. 1940 of 2016 with M.A. No. 2234 of 2016
Inre O.A. No. Nil of 2016

Bhim 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>25.11.2016</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, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed, ten days further time is allowed to file reply to the objection filed by the respondents.</p> <p style="text-align: center;">List the case on 06.01.2017 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>anb</p>

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

O.A. No. 201 of 2016

Renu Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & ORs Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>25.11.2016</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, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, three weeks' further time is granted to file counter affidavit. Rejoinder affidavit may be filed within two weeks thereafter.</p> <p>List the case on 13.01.2017 for orders along with office report with regard to service on private respondent No 5.</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>anb</p>

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

O.A. No. 235 of 2016

Dheerandra Pal 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>25.11.2016</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 A. K. Srivastava, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the respondents, four weeks' further time is granted to file counter affidavit. Rejoinder affidavit may be filed by Ld. Counsel for the applicant within next four weeks.</p> <p style="text-align: center;">List the case on 13.02.2017 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>anb</p>

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

T.A. No. 31 of 2012 with M.A. No. 2007 of 2015
& M.A. No. 2486 of 2016

Shatrughan Singh Chauhan 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>24.11.2016</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) R.N. Singh & Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the petitioner and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Arguments to continue.</p> <p>Put up tomorrow i.e on 25.11.16 as a first case 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>BL</p>

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

O.A. No. 161 of 2016

Guddu Raja Ansari Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of	Orders of the Tribunal
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the Registry	<p><u>24.11.2016</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, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Two weeks' further time, as prayed for by Ld. Counsel for the respondents, is granted to file counter affidavit. Applicant may file rejoinder affidavit within two weeks thereafter.</p> <p>List the case on 04.01.2017 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>
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Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

O.A. No. 162 of 2016

Tomy Varghese		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 <u>24.11.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u> Present : Shri B.P. Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell. Two weeks' further time, as prayed for by Ld. Counsel for the respondents is granted to file counter affidavit. Applicant may file rejoinder affidavit within two weeks thereafter. List the case on 04.01.2017 for orders. <div style="display: flex; justify-content: space-between;"> <div style="text-align: center;"> (Air Marshal Anil Chopra) Member (A) </div> <div style="text-align: center;"> (Justice D.P. Singh) Member (J) </div> </div> anb
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Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

O.A. No. 264 of 2014		
Col Mahesh 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
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24.11.2016

Hon'ble Mr. Justice D.P. Singh, Member (J)

Hon'ble Air Marshal Anil Chopra, Member (A)

Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.

It appears that the entries in the concealed portion of the ACR for the period February 2005 to August 2005 granted by the Reviewing Officer and the Senior Reviewing Officer have been expunged in pursuance of representation submitted by the applicant.

A question cropped up as to what would be the effect in case the entries would have been expunged before consideration for High Command Course. During the course of hearing, we have been apprised by the Ld. Counsel for the applicant counsel that on account of Higher Command Course, 0.75 marks would have been increased during Promotion Board. Then what would be the consequence and what benefit the applicant would have got at the time when his case was considered for promotional avenue?

Let affidavit be filed by the respondents. The respondents shall also communicate whether on account of similar expunging of ACR, addition of 0.75 marks has been granted to anyone else for promotion and in what manner?

List the case on **17.01.2017** for hearing.

Copy of the order be supplied to Ld. Counsel for the parties free of cost by tomorrow.

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

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

anb

Form No. 4

{See rule 11(1)}

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 197 of 2015

Subham Yadav

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of Orders of the Tribunal

the Registry	<p><u>24.11.2016</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, Ld. Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Ld. Counsel Shri R. Chandra appeared in person and submitted that he is not prosecuting the case. His name shall be deleted in the cause list.</p> <p>On request made on behalf of Shri K.K.S. Bisht, the case is adjourned.</p> <p>List the case on 06.01.2017 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, and list of events.</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>
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Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 2

O.A. No. 289 of 2015

Col Balvinder Singh Mavi		Applicant
By Legal Practitioner for the Applicant		
	Versus	
Union of India & Others		Respondents
By Legal Practitioner for Respondents		

Notes of	Orders of the Tribunal
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the Registry	
	<p><u>24.11.2016</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 Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant is reported to be out of station.</p> <p>List the case on 17.01.2017 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, and list of events.</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>

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

T.A. No. 89 of 2009

Rajendra Prasad Singh Petitioner
By Legal Practitioner for the Petitioner

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

the Registry	
	<p><u>24.11.2016</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 petitioner. Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N. Chaturvedi, Ld. Counsel for the petitioner is reported to be suffering from illness.</p> <p>Case is adjourned.</p> <p>List again on 02.02.2017 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, and list of events.</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>anb</p>

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

T.A. No. 531 of 2010

Sultan Ram

By Legal Practitioner for the Petitioner

Petitioner

Versus

Secy GOI & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.11.2016</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 petitioner. Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri P.N. Chaturvedi, Ld. Counsel for the petitioner is reported to be suffering from illness.</p> <p>The case is adjourned.</p> <p>List again on 02.02.2017 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, and list of events.</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>anb</p>

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

T.A. No. 83 of 2012 with M.A. No. 1775 of 2016
& M.A. No. 2139 of 2016

Jyoti Prakash Pandey
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.11.2016</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 B.N. Chobey, Ld. Counsel for the petitioner and Mrs. Manju Singh, Ld. Counsel for the respondents, assisted by Lt Vikrant Singh, OIC Legal Cell.</p> <p>OIC Legal Cell Lt Vikrant Singh appearing for the Indian Navy submits that discharge order is not available with the respondents. An affidavit has also been filed to this effect. However he submits that Gen Form is available based on which the petitioner was directed to move out. He fairly admitted that Gen Form is not a discharge order.</p> <p>List the case on 05.12.2016 for further 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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</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 the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.11.2016</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) R.N. Singh, Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list the case on 25.11.2016 for peremptory 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, and list of events.</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>anb</p>

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

T.A. No. 70 of 2013

Pan Singh Pundir 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>24.11.2016</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, Ld. Counsel for the petitioner and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list the case again on 28.11.2016 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, and list of events.</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>anb</p>

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

T.A. No. 96 of 2016

Maj Gen D.V.S. Rana 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>24.11.2016</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.C. Ghildiyal, Ld. Counsel for the petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Col Ajeen Kumar, Col MS (Legal).</p> <p style="text-align: center;">Heard Shri K.C. Ghildiyal, Ld. Counsel for the petitioner, Shri V.P.S. Vats, Ld. Counsel for the respondents assisted by Col Ajeen Kumar, Col MS (Legal).</p> <p style="text-align: center;">Put up on 25.11.2016 for further 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 style="text-align: left; font-size: small;">anb</p>

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

O.A. No. 47 of 2014

Hardev 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>23.11. 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 , Ld Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Judgment pronounced.</p> <p>Original Application No. 47 of 2014 is dismissed.</p> <p>For order, see our order of date passed on separate sheets.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

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

M.A. No. 2211 of 2016 Inre O.A. No. Nil of 2016

Shankar Dutt Bhatt

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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, Ld. Counsel for the Applicant and Shri Amit Jaiswal, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, two weeks' further time is granted to file reply to objection on application for condonation of delay filed by Ld. Counsel for the respondents.</p> <p>List the case on 16.01.2017 for admission.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

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

M.A. No. 2537 of 2016 with M.A. No. 2538 of 2016
Inre T.A. No. 351 of 2010

Union of India & Others

Applicant- Respondents

By Legal Practitioner for the Applicant- Respondents

Versus

H B Singh Through his Lrs. Smt. Rajani Kumari & Others
Practitioner for Respondents- Petitioner Respondent- Petitioner

By Legal

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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.K.S. Chauhan, Ld. Counsel for the applicant-respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M. A. No. 2537 of 2016</u></p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in T.A. No. 351 of 2010. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 2538 of 2016</u></p> <p>This is an application for grant of leave to appeal which has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected.</p> <p style="text-align: center;">In consequence there of 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 style="text-align: left; margin-left: 20px;">anb</p>

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

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

EX-A. No. 210 of 2016 Inre O.A. No. 377 of 2012

Arvind Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents had made a statement at Bar that the Government has granted sanction for re-instatement of the applicant vide order dated 18.11.2016. Copy of letter dated 18.11.2016 has been placed on record.</p> <p>Let the order dated 13.04.2016 of this Tribunal passed in O.A. No. 377 of 2012 be complied with and the applicant be reinstated in service within a month from today.</p> <p>Subject to above Execution Application No 210 of 2016 is disposed of.</p> <p>Ld. Counsel for the respondents as well as OIC Legal Cell shall communicate this order to the appropriate authority.</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; font-size: small;">ANB</p>

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

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

M.A. No. 2147 of 2016 Inre O.A. No. Nil of 2016

Chintamani 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>23.11.2016</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, Ld. Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' further time to file objection on application for condonation of delay. Applicant shall have two weeks' thereafter to file replication.</p> <p>List the case on 18.01.2017 for orders.</p> <p>Name of Shri Amit Sharma, Ld. Counsel for the respondents shall be shown in the cause list.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 244 of 2014

Balwant Singh Parihar
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>23.11.2016</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 & K.K.S. Bisht, Ld. Counsels for the applicant, and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Three weeks' further time is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p>List the case on 13.02.2017 for hearing at Circuit Bench, Nainital.</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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ANB</p>

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

O.A. No. 278 of 2015 with M.A. No. 1075 of 2016

Ram Bahadur Pal
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>23.11.2016</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. Dwivedi, Ld. Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Applicant has not impleaded as respondent his divorced wife, hence the O.A. is bad for non joinder of necessary parties.</p> <p>The O.A. is accordingly dismissed with liberty to the applicant to file a fresh O.A.</p> <p>No order as to costs.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</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 the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard Ld. Counsel for the parties.</p> <p>Taking into consideration all aspects of the matter we find it a fit case for admission. Accordingly O.A. is admitted.</p> <p>Copy of the counter affidavit has been served on Ld. Counsel for the applicant who is granted three weeks' time to file rejoinder affidavit.</p> <p>Respondents Ld. Counsel undertakes to file counter affidavit by tomorrow.</p> <p>List the case on 19.01.2017 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 224 of 2016

Shivjeet 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>23.11.2016</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, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list the case again on 01.12.2016 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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

T.A. No. 47 of 2016

Surya Kant Tiwari
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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 Rohit Kumar, Ld. Counsel for the petitioner and Shri Virendra Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list the case on 30.11.2016 for admission/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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ANB</p>

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

T.A. No. 90 of 2016

Brij Mohan Singh
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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 Rakesh Johri, Ld. Counsel for the petitioner and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list the case on 30.11.2016 for admission.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 332 of 2015 with M.A. No. 1942 of 2016

Raushan Kumar 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>23.11.2016</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. Shukla, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><u>M.A. No. 1942 of 2016</u></p> <p>Rejoinder affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>M.A. No. 1942 of 2016 is disposed of.</p> <p><u>O.A. No. 332 of 2015</u></p> <p>As prayed by Ld. Counsel for the applicant, list the case on 25.11.2016 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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

M.A. No. 2065 of 2016 Inre T.A. No. 208 of 2010

Gopal Pandey
By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.11.2016</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 D.C. Tewari, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>M.A. No. 2065 of 2016 has already been disposed of vide order dated 16.09.2016 and wrongly listed today.</p> <p>Ld. Counsel for the petitioner intends to amend the relief clause for the purpose of disability pension. He is permitted to move application within two weeks.</p> <p>List the case on 23.12.2016 for further 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, and list of events.</p> <p>Ld. Counsel for the petitioner shall submit receipt of deposition of cost in the meanwhile.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 208 of 2014

Pravind Kumar 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>23.11.2016</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, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, list the case on 29.11.2016 for hearing.</p> <p>Meanwhile Ld. Counsel for the respondents shall file supplementary counter affidavit to the amended O.A. in terms of order dated 04.10.2016.</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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 312 of 2015

Ramakant 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>23.11.2016</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.B. Tiwari, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p>As prayed by Ld. Counsel for the respondents, list the case on 28.11.2016 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, and list of events.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>

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

O.A. No. 218 of 2016

Shitla Prasad 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>23.11.2016</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. Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Case is called out. None appeared on behalf of the applicant to press this application in second round after pass over.</p> <p>Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents is present.</p> <p>O.A. No 218 of 2016 is dismissed for non prosecution. Interim order, if any, is hereby vacated.</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>anb</p>

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

O.A. (A) No. 192 of 2014

Brijesh 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>23.11.2016</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.P. Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Two weeks' further time and no more is granted to Ld. Counsel for the respondents to file counter affidavit. Two weeks' time thereafter is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p>List the case on 11.01.2017 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>anb</p>

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

O.A.(A) No. 290 of 2015 with M.A. No. 1631 of 2016
& M.A. No. 2558 of 2016

Kaptan 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>23.11.2016</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. Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 1631 of 2016</u></p> <p>Rejoinder affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>M.A. No. 1631 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>M.A. No. 2558 of 2016</u></p> <p>Supplementary affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>M.A. No.2558 of 2016 is disposed of.</p> <p style="text-align: center;"><u>O.A. (A) No. 290 of 2015</u></p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' time to file supplementary counter affidavit.</p> <p>Applicant shall have one week thereafter to file supplementary rejoinder affidavit.</p> <p>List the case on 18.01.2017 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, and list of events.</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>anb</p>

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

T.A. No. 1207 of 2010

Smt. Vimla Devi

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>23.11.2016</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 & Rohit Kumar, Ld. Counsel for the petitioner and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Husband of the petitioner died on 02.08.1996 i.e. prior to filing of the petition. The writ petition was preferred in the year 2003 that too after seven years.</p> <p>A question cropped up whether the writ petition was maintainable against order of discharge of husband of the petitioner from Army service after death of the husband of the petitioner, that too after seven years.</p> <p>Ld. Counsel for the parties shall address the Tribunal on said question on the next date of listing.</p> <p>List the case on 14.12.2016 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, and list of events.</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>anb</p>

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

T.A. No. 1455 of 2010 with M.A. No. 1693 of 2016

Sarvjit 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>23.11.2016</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 & Rohit Kumar, Ld. Counsel for the petitioner and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, one week further time and no more is granted to file supplementary rejoinder affidavit.</p> <p>List the case on 14.12.2016 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, and list of events.</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

T.A. No. 31 of 2012 with M.A. No. 2007 of 2015
& M.A. No. 2486 of 2016

Shatrughan Singh Chauhan

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>23.11.2016</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) R.N. Singh & Shri Bhanu Pratap Singh Chauhan, Ld. Counsel for the petitioner and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Arguments to continue.</p> <p>Put up tomorrow ie 24.11. 2016 for further hearing.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>BL</p>