

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

**M.A. No. 1634 of 2016 with M.A. No. 2134 of 2016  
Inre O.A.(Nil) of 2016**

Applicant

By Legal Practitioner for the Applicant

## Versus

Respondent

By Legal Practitioner for Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>23.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the applicants and Shri Sunil Sharma, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant, two weeks is granted to file reply to the objection filed by learned counsel for the respondents.</p> <p>List this case on 03.11.2016 for admission.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p>

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

M.A. No. 2146 of 2016 Inre O.A. No. 171 of 2016

Mukesh Kumar

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondent

Applicant

Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div><div>23.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Kalp Nath Bind, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p><b><u>M.A No 2146 of 2016</u></b></p><p>This is an application for recall of the order whereby the O.A was dismissed for default.</p><p>We have heard learned counsel for the Applicant and also learned counsel for the respondents.</p><p>Learned counsel for the Applicant submits that as a matter of fact, the case was dismissed for default on account of clerical mistake of the office.</p><p>Be that as it may, the order dated 23.08.2016 is recalled subject to payment of cost of Rs 300/- which shall be deposited within a week from today. On deposit of cost, the same shall be remitted to the account of Armed Forces Tribunal Regional Bench Lucknow for being utilized for upgradation of its library.</p><p>In view of the above M.A No 2146 of 2016 is allowed.</p><p><u>O.A No 171 of 2016.</u></p><p>The O.A shall stand restored to its original number.</p><p>List this case on 04.11.2016 for admission.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

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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. 172 of 2016

<b>Sahendra Kumar</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>23.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri B.D. Mishra, Learned Counsel for the applicant and Shri R.C. Shukla, Learned Counsel for the Respondent, assisted by Col Kamal Singh, OIC Legal Cell</p><p>Heard learned counsel for the parties on admission.</p><p>Having heard learned counsel for the parties, we are of the view that it is a fit case for admission.</p><p>Admit.</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 two weeks next thereafter.</p><p>List this case on 11.11.2016 for orders.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

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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. 1091 of 2010**

## Shiv Bahadur Singh

Petitioner

By Legal Practitioner for the Petitioner

## Versus

## Chief of Army Staff & Others

Respondent

By Legal Practitioner for Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>23.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the petitioner and Shri D.K. Pandey,          Learned Counsel for the respondent, assisted by Col Kamal          Singh, OIC Legal Cell.</p> <p>Since there is no appearance for the petitioner, the case          is ordered to be listed for admission on 04.11.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

T.A. No. 31 of 2016

<b>Gajadhar Singh</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed in court today by Dr. S.N.Pandey, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri P.K. Shukla, Learned Counsel for the petitioner and Dr. S.N.Pandey, Learned Counsel for the Respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Counter affidavit has already been filed and is available on record. Let rejoinder affidavit be filed within three weeks.</p> <p>List this case for admission on 09.11.2016.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

EX-A. No. 145 of 2016 Inre O.A. No. 284 of 2015

Mukesh Kumar

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div>23.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div> <div><div>Present: None for the applicant and Mrs. Amrita Chakraborty, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</div><div>Since there is no appearance for the Applicant, the case is ordered to be listed on 09.11.2016 for orders.</div></div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div> <div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div> <div>MH</div>

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

M.A. No. 1284 of 2016

<b>Lal Chand Ram</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed, two weeks’ and no more further time is granted to file objection to the Application for condonation of delay in terms of the earlier order.</p> <p>List this case on 03.11.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

M.A. No. 1459 of 2016

<b>Md Arshad</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div>23.09.2016</div> <div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div> <div>Hon’ble Air Marshal Anil Chopra, Member (A)</div> <div>Present: Shri K.K. Mishra, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div> <div>Objection filed today is taken on record. Let reply to objection be filed within three weeks.</div> <div>List this case on 03.11.2016 for orders.</div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div> <div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div> <div>MH/-</div>



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

O.A. No. 385 of 2011

Sharma Naresh Kumar  
By Legal Practitioner for the Applicant

Versus

Union of India & ORs  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri V.A. Singh, Learned Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Medical documents filed by the learned counsel for the Applicant is taken on record. Response if any may be filed within three weeks.</p> <p>List for hearing on 09.11.2016.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

O.A. No. 233 of 2012

<b>Rama Krishna Marry</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>23.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri V.P. Pandey, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>Learned counsel for the Applicant has made a prayer that the Application be dismissed with liberty to the Applicant to avail of alternative remedy which he has not availed of before filing the present O.A. Learned counsel for the respondents has no objection.</p><p>In view of the above, the O.A is dismissed with liberty to the Applicant to avail of alternative remedy by way of representing his grievance to the appropriate authority.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

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

**O.A. No. 296 of 2015**

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><b><u>23.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>It is informed that Maj (Retd) R.D.Singh learned counsel for the applicant, being ill has not attended the Court today.</p> <p>In view of the above, the case is adjourned and is ordered to be listed on 10.11.2016 for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p>

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

O.A. No. 40 of 2016 with M.A. No. 1771 of 2016

Nitu Kumar

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>23.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri R. Chandra, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div><div>As prayed by learned counsel for the Applicant, two weeks’ time is allowed to file rejoinder affidavit.</div><div>List this case on 17.11.2016 for orders.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

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

O.A. No. 67 of 2016

<b>Puran Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Ashish Kumar Srivastava, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed, four weeks’ further time is allowed to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 04.11.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <div>MH</div>

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

**O.A. No. 74 of 2016**

<b>Yogendra Kumar</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri S.N. Goswami, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal,, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>. Learned counsel for the respondents has raised a preliminary objection that the Application for condonation of delay has not been preferred by the Applicant and thus the petition is liable to be dismissed at the very threshold.</p> <p>On the other hand learned counsel for the Applicant submits that since the Applicant was in jail and he was bailed out only in the year 2016, he had no knowledge of the dismissal order and further that if the limitation is counted from the date the Applicant got knowledge of the dismissal order, the present O.A shall be deemed to be within time.</p> <p>It would appear that the Applicant was dismissed from service vide order dated 12.08.2012. Learned counsel for the respondents has drawn attention to section 22 of the Army Act whereby the authorities are</p>

	<p>empowered to order dismissal immediately on conviction being recorded by the trial court.</p> <p>Be that as it may, in the instant case, since the O.A has been preferred beyond the limit of six months and since no Application for condonation of delay has been preferred, the O.A is dismissed with liberty to the Applicant to file fresh O.A.</p> <div><div><p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p></div><div><p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p></div></div> <div>MH</div>
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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. 324 of 2013

<b>Prabodh Nath Tiwari</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Chief of Army Staff &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>23.09.2016</b></u> <u><b>Hon’ble Mr. Justice D.P. Singh, Member (J)</b></u> <u><b>Hon’ble Air Marshal Anil Chopra, Member (A)</b></u></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Learned counsel for the respondents prays for time to enable him to prepare the case on the point argued across the bar.</p> <p>As prayed, six weeks’ further time is allowed to prepare the case in terms of the order dated 31.08.2016.</p> <p>List this case on 28.11.2016 for orders.</p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div>MH</div>



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

O.A. No. 28 of 2015 with M.A. No. 1676 of 2016

<b>Hav Brijesh Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Krishna Lal, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell</p> <p>It is a case in which grievance of the Applicant is that he is getting lesser salary vis a vis the persons junior to him which is one militating against the recommendations made by 6<sup>th</sup> Pay Commission and the representation preferred by him, has not found favour with the authorities.</p> <p>Learned counsel for the respondents has prayed for some-time to seek instructions with regard to the grievances of the Applicant.</p> <p>In view of the above, the case is adjourned and is ordered to be listed on 21.10.2016 for hearing.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

MH

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

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

**O.A. No. 86 of 2016**

# Abhay Patel

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><b><u>23.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Yogednra Mishra, Learned Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by W.O. Desh Raj Singh, OIC Legal Cell.</p> <p>It has been pointed out that copy of the counter affidavit is not available in the Bench copy.</p> <p>In view of the above, the case is ordered to be listed for hearing on 03.11.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div> <p style="margin-top: 10px;">MH</p>

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

O.A. No. 148 of 2016

<b>Ashish Tiwari</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Yogendra Mishra, Learned Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by W.O. Desh Raj Singh, OIC Legal Cell</p> <p>It is stated that counter affidavit has not been brought on record as yet.</p> <p>As prayed, counter affidavit be brought on record by the next date fixed.</p> <p>List this case for hearing on 03.11.2016.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <div>MH</div>

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

<b>Manoj Kumar Sharma</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><span><u>23.09.2016</u></span></div><div><span><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></span></div><div><span><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></span></div></div></div><div><div>Present: None for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div><div>Since there is no appearance for the Applicant, the case is adjourned and is ordered to be listed on 28.11.2016 for hearing.</div></div><div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div><div>MH</div></div></div></div>

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

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

**O.A. (A) No. 285 of 2014**

**B.B. Chaudhari**

By Legal Practitioner for the Applicant

## Versus

Applicant

## Union of India & Others

By Legal Practitioner for Respondents

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>23.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsels for the applicant and Dr. Chet Narain Singh, Ld. Counsels for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed, list this case on 21.11.2016 for hearing.</p> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p>

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

EX-A. No. 154 of 2016 Inre O.A. No. 237 of 2014

<b>Jagat Pal Singh Rathore</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>I/C Records Officer AEC Pachmari &amp; Others</b> By Legal Practitioner for Respondents		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Ashok Kumar, Learned Counsel for the applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>List has been revised. None appeared for the applicant.</p> <p>We have heard Ld. Counsel for the respondents who submitted that the letter dated 30.08.2016 has been sent to the applicant to furnish certain documents but no response has been received.</p> <p>The respondents are directed to send fresh letter through registered post as well as through proper channel informing the applicant to send the documents duly completed within one month.</p> <p>Thereafter the applicant shall furnish the documents and the respondents shall comply directions as contained in order dated 05.01.2016 passed by this Tribunal in O.A. No. 237 of 2014 not later than two months from the date of receipt of documents from the applicant.</p> <p>With the aforesaid direction we <b>dispose</b> of the execution application finally.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <p>anb</p>

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

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

**O.A. No. 219 of 2015**

# Kamta Prasad

By Legal Practitioner for the Applicant

Applicant

## Versus

## Union of India & Others

## By Legal Practitioner for Respondents

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri O.P. Kushwaha, Learned Counsel for the applicant and Dr. S.S. Atal, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list the case on <b>16.11.2016</b> 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> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="427 1736 875 1819" style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div data-bbox="989 1736 1338 1819" style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

T.A. No. 531 of 2010

<b>Sultan Ram</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Secy GOI &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvdi, Learned Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list the case on <b>24.11.2016</b> 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> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <p>anb</p>



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

**Dy No. 737 of 2016 Inre M.A. No. 1064 of 2013**

<b>Nil Kanta Gain</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Anju Dayal, Learned Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>These are two applications: one for condonation of delay in filing the review application and the other for reviewing order dated 17.11.2015 passed in M.A. No. 1964 of 2013.</p> <p>Having heard Ld. Counsel for the parties we condone the delay and proceed to decide the review application.</p> <p>Submission of the Ld. Counsel of the applicant is that the order has been incorrectly recorded. However on question posed by the Tribunal as to whether order of Delhi High Court reproduced in Miscellaneous Application (supra) is correct or not, Ld. Counsel admits the fact that that the applicant has concealed the material fact before the Delhi High Court and not invited attention during course of the argument to both the orders. The order of the Tribunal does not suffer from any error apparent on the face of record.</p> <p>It is well settled by a catena of judgments of Hon’ble Supreme Court that even in collateral proceedings fraud committed by litigant may be looked into and the court may decline to interfere in such proceedings. This question we</p>

	<p>have considered in detail in Review Petition No. 19 of 2015 <b><i>Maj Gen R.S. Rathore vs. Brig R.S. Mehta</i></b> decided on 17.02.2016.</p> <p>In view of above we do not find any error apparent on the fact of record.</p> <p>The review application is <b>rejected</b>.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p>
	<small>anb</small>

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

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

**EX-A. No. 36 of 2016 Inre O.A. No. 19 of 2010**

# Anil 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><b><u>22.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri S.S.L. Srivastava, Learned Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Lt Vikrant Singh, OIC Legal Cell.</p> <p>The earlier application was rejected by the Bench consisting of Hon'ble Mr. Justice Abdul Mateen, Member (J) and Hon'ble Lt Gen A.M. Verma, Member (A).</p> <p>List before the Bench of which Hon'ble Mr. Justice Abdul Mateen is a member on <b>27.09.2016</b> for hearing.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="425 1720 875 1800" style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div data-bbox="989 1720 1338 1800" style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

O.A. No. 316 of 2012

<b>Krishna Kant Pandey</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Shri Amit Sharma, 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 rejoinder affidavit.</p><p>List the case on <b>22.11.2016</b> 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><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

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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. 47 of 2014 with O.A. No. 200 of 2012

<b>Hardev Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Ashok Kumar, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>List on <b>25.10.2016</b> 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></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

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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. 109 of 2014

<b>Mukesh Kumar</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri R. Chandra, Learned Counsel for the petitioner 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, list the case on <b>26.10.2016</b> 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></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

anb

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

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

**O.A. No. 269 of 2015**

# Radhe Shyam Sharma

By Legal Practitioner for the Applicant

## Versus

Applicant

## Union of India & Others

## By Legal Practitioner for Respondents

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Shailendra Kumar Singh, Learned Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list the case on <b>26.10.2016</b> for hearing.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

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

O.A. No. 312 of 2015 with M.A. No. 1034 of 2016

<b>Ramakant Singh</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri S.B. Tiwari, Learned Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Surg. Cmdre. Wahida Prism, OIC Legal Cell.</p> <p>It has been submitted by the Ld. Counsel for the respondents and OIC, Legal Cell that the respondents are ready for review medical board of the applicant keeping in view his past record.</p> <p>In view of the concession given by Ld. Counsel for the respondents and OIC Legal Cell we direct that the respondents shall inform the applicant of the date, time and place where he is to report for Review Medical Examination within a period of one month. Applicant shall appear before the Review Medical Board and after re-examination the Board shall submit report to this Tribunal.</p> <p>In the meantime the respondents shall also consider with regard to payment of disability pension to the applicant as and alternative mode from the date of his discharge i.e. 28.02.1998.</p> <p>List the case on <b>23.11.2016</b> 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> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="text-align: center;"><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div style="text-align: center;"><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div style="text-align: left; margin-top: 5px;"><small>anb</small></div>



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

O.A. No. 35 of 2016 with M.A. No. 2018 of 2016

<b>Jitendra Pratap Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Pradeep Chandola, Learned Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Lt Vikrant Singh, OIC Legal Cell.</p><p>As prayed by Ld. Counsel for the parties, list the case on <b>27.10.2016</b> 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><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

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

O.A.(A) No. 327 of 2015 with M.A. No. 1947 of 2016

Arun Kumar Singh

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Rohit Kumar, Learned Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>As prayed by Ld. Counsel for the parties, list the case on <b>27.10.2016</b> 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></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

anb

**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**  
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><b><u>22.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned 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 parties, list the case on <b>24.11.2016</b> 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> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

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

T.A. No. 573 of 2010 with M.A. No. 1394 of 2016

<b>Satyendra Prasad</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Chief of Army Staff &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Rohit Kumar, Learned Counsel for the petitioner 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 parties, list the case on <b>07.11.2016</b> 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><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

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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. 635 of 2010 with M.A. No. 877 of 2016  
& M.A. No. 1500 of 2016

<b>Anil Joshi</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Rohit Kumar, Learned Counsel for the petitioner and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>As prayed on behalf of Shri Namit Sharma, Ld. Counsel for the respondents, list the case on <b>07.11.2016</b> 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></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

anb

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

Versus

**Union of India & Others**  
By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri B.N. Chobey, Learned Counsel for the petitioner and Mrs. Anju Singh, Ld. Counsel for the respondents, assisted by Sug. Cmdre Wahida Prism, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list the case on <b>27.10.2016</b> 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> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div>anb</div>

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

**T.A. No. 1 of 2014**

<b>Sarbeswar Pattanaik</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R.P. Verma, Learned Counsel for the petitioner and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list the case on <b>11.11.2016</b> 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> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="text-align: center;"><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div style="text-align: center;"><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <p style="margin-top: 10px;"><small>anb</small></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. (Nil) of 2016**

<b>Chintamani Mishra</b> By Legal Practitioner for the Applicant		Applicant
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Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Yash Pal Singh, Learned Counsel for the applicnt and Maj Soma John, OIC Legal Cell for the respondents.</p><p>According to the office report there is no delay but at the same time, Applicant has filed Application for condonation of delay.</p><p>In view of the above, as prayed, six weeks' time is granted to learned counsel for the respondents to file objection to the Application for condonation of delay. Reply to it if any may be filed within two weeks next thereafter.</p><p>List this case for disposal of Application for condonation of delay on 23.11.2016.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>(Justice D.P. Singh)</div><div>Member (A)</div><div>Member (J)</div></div></div>

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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. 246 of 2016**

<b>Nichkoo Charmkar</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed today in Court by Shri Kaushik Chatterji, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri Manoj Kumar Singh, Learned Counsel for the applicant and Shri Kaushik Chatterji, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Present OA has been preferred by the Applicant assailing the denial of promotion to the next higher post. It would appear that in compliance of the order of the Tribunal passed in OA No 26 of 2016 dated 27.01.2016, the Applicant preferred a representation which it would appear was decided by means of order dated 04.12.2015. It is the order dated 04.12.2015 that has been assailed alleging it to be a non speaking order.</p> <p>In view of the above, the petition merits to be admitted and it is accordingly admitted.</p> <p>Learned counsel for the respondents prays for and is granted six weeks’ time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p>

	<p>As agreed by learned counsel for the parties, the case is ordered to be listed for hearing on 17.11.2016.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>MH</p>
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Form No. 4  
{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No.2

M.A. No. 2141 of 2016 with M.A. No. 2142 of 2016  
Inre O.A. No. 38 of 2011

Madappa Harsraddi

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri K.K. Mishra, Learned Counsel for the applicant and Shri Md. Zafar Khan, Learned Counsel for the Respondent, assisted by Maj Soma John, OIC Legal Cell</p><p><u>M.A.No 2141 of 2016</u></p><p>This is an Application under section 31 (2) of the Armed Forces Tribunal Act seeing leave to appeal vis-à-vis the order of the Tribunal dated 20.03.2014.</p><p>According to the office report, the Application for leave to Appeal has been moved after expiry of statutory period, it being barred by two years, four months and seven days.</p><p>It is well settled that the Tribunal lacks jurisdiction to condone the delay for want of any enabling provisions in the Armed Forces Tribunal Act, 2007. Hence the Application for condonation of delay is not maintainable and is rejected.</p><p><u>M.A.No.2142 of 2016</u></p><p>Since Application for condonation of delay has been rejected as not maintainable being barred by time, in consequence, the Application for leave to appeal is also rejected.</p><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div></div>

MH

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

EX-A. No. 47 of 2016 Inre T.A. No. 167 of 2009

<b>Avdhesh Kumar</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<div>22.09.2016</div> <div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div> <div>Hon’ble Air Marshal Anil Chopra, Member (A)</div> <div>Present: Shri R. Chandra, Learned Counsel for the petitioner and Dr. Shailendra Sharma Atal, Learned Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</div> <div>OIC Legal Cell raised a preliminary objection submitting that documents sought to be filed in Court by way of supplementary affidavit ought to have been routed through Zila Sainik Board. On being confronted, whether any such requirement is by way of any policy decision or statutory provisions, she sought some time to study on the point.</div> <div>In view of the above, the case is adjourned and is directed to be listed on 26.09.2016 on which date OIC Legal Cell shall update this Court as to under what provisions, the documents to be submitted by the Applicant are required to be routed through Zila Sainik Board.</div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div><div>MH</div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>

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

**EX-A. No. 124 of 2016 Inre O.A. No. 139 of 2014**

<b>Prabhat Pandey</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Sudhir Kumar Singh, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the Respondent, assisted by W.O. Desh Raj Singh, OIC Legal Cell.</p> <p>This is an Application seeking implementation of the order of the Tribunal dated 8.12.2015 rendered in TA 139 of 2014.</p> <p>At the very outset, learned counsel for the respondents submits that the order of dismissal has already been converted into order of discharge in observance of the order of the Tribunal and the Applicant has already been intimated to submit the required documents vide letter dated 29.07.2016.</p> <p>In view of the above, the present Application is disposed of with the direction that the Applicant may send the required documents in observance of the letter dated 29.07.2016 attended with further direction that the documents so submitted shall be further processed by the respondents in terms of the order passed by the Tribunal for payment of</p>

	<p>retiral benefits expeditiously, say, within three months.</p> <p>Ex. Application no 124 of 2916 shall stand disposed of in terms of the above directions.</p> <div><div><p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p></div><div><p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p></div></div>
	MH

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

M.A. No. 630 of 2016 with M.A. No. 2060 of 2016

Ram Nath Mishra

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondent

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div> <div><div>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</div><div>Objection filed today in court is taken on record</div><div>Replication to objection if any may be filed within three weeks.</div><div>List this case on 21.10.2016 for orders.</div></div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div><div>MH</div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>

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

**M.A. No. 1251 of 2016 with M.A. No. 1642 of 2016**  
**Inre O.A. No. 43 of 2015**

<b>Jag Mohan Sharma</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Dharmesh Sinha, Learned Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the parties on the Application for recall of order dated 09.05.2016 whereby the O.A was dismissed for default.</p> <p style="text-align: center;"><b><u>M.A No 1642 of 2016</u></b></p> <p>Learned counsel for the Applicant has explained his absence which we are convinced are cogent and convincing. Hence order dated 09.05.2016 is recalled and the O.A is restored to its original number of course, subject to deposit of cost which we quantify at Rs 500/-. The cost shall be deposited with the Registry of the Tribunal within a Week. On cost being deposited, the same shall be remitted to the account of Bar Association Armed Forces Tribunal, Regional Bench Lucknow for being utilized for upgradation of its Library.</p> <p>The Application aforesaid shall stand disposed of.</p> <p>List this case for hearing on 17.11.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="text-align: center;"><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div style="text-align: center;"><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div>

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

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

**M.A. No. 1464 of 2016**

**Umesh Chandra**  
By Legal Practitioner for the Applicant  
Versus

Applicant

# Union of India & ORs

By Legal Practitioner for Respondents

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>A mention has been made that learned counsel for the Applicant being ill is admitted in hospital.</p> <p>In view of the above, the case is adjourned and is directed to be listed on 16.11.2016 for orders.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

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

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

**O.A. No. 63 of 2010**

**Rupesh Vardhan**  
By Legal Practitioner for the Applicant  
Versus

Applicant

**Union of India & Others**  
By Legal Practitioner for Respondents

## Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>22.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the applicant and Shri Bhanu Pratap Singh, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>It is stated across the bar that objection has already been brought on record.</p> <p>List this case for hearing on 10.11.2016 as agreed by learned counsel for both the parties.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

O.A. No. 108 of 2010 with M.A. No. 127 of 2016  
& M.A. No. 1201 of 2016

**Barde Devi**  
By Legal Practitioner for the Applicant

Versus

**Union of India & Others**  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></div><div><p>Present: Shri V.P. Pandey, Learned Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>Objection has already been filed. Learned counsel for the applicant prays for and is granted three weeks’ time to file reply to the objection.</p><p>List this case for orders on 21.10.2016.</p><div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div></div></div>

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

O.A. No. 89 of 2012

<b>Arun Kumar Gupta</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Alok Kishor, Learned Counsel for the Applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Learned counsel for the Applicant does not intend to file rejoinder affidavit vis a vis the counter affidavit. In this view of the matter, the affidavits shall be deemed to have been exchanged between the parties.</p> <p>List this case for hearing on 17.11.2016. On the date fixed learned counsel for the respondents shall produce the original records for perusal of the Bench.</p> <p>Learned counsel for the parties shall submit chart of dates and evens and compilation of case laws to facilitate the expeditious hearing.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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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. 14 of 2016

Lakhvir Singh

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>22.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div> <div><p>Present: Shri Sudhir Kumar Singh, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>Two weeks further and no more time is granted to learned counsel for the respondents to file supplementary affidavit in terms of the earlier order.</p><p>List this case for orders on 06.10.2016.</p></div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div> <div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>

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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. 27 of 2016

<b>Hukum Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.09.2016</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 Col Kamal Singh, OIC Legal Cell for the respondents.</p> <p>Since Applicant is not represented, let notice be issued calling upon the Applicant to engage counsel to represent him in this Tribunal or make some alternative arrangement.</p> <p>It is informed that Bench copy is not available. Let Applicant be informed to provide Bench copy as well.</p> <p>List this case on 16.11.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <div>MH</div>

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

**O.A. No. 248 of 2011**

<b>Mohd Arif</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div></div></div><div><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></div><div><p>Present: Shri Shailendra Kumar Singh, Learned Counsel for the applicant and Mrs. Amrita Chakraborty, Ld. Counsel for the respondents, assisted by W.O. Desh Raj Singh, OIC Legal Cell.</p><p>In the course of hearing, it appears that the counsel for the Applicant is not fully prepared with the case.</p><p>In view of the above, the case is adjourned and is directed to be listed on 15.11.2016 for hearing.</p></div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div>

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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. 281 of 2012 with M.A. No. 759 of 2016**

<b>Sube Singh</b>		Applicant
By Legal Practitioner for the Applicant		
	Versus	
<b>Union of India &amp; Others</b>		Respondents
By Legal Practitioner for Respondents		

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Col (Retd) Y.R. Sharma, Learned Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell</p> <p>This is an Application under section 14 of the Armed Forces Tribunal Act, 2007 preferred against alleged denial of grant of Honorary rank of Lieutenant on active list attended with further prayer that he be not discharged from service on or before 31.07.2012.</p> <p>In so far as first relief is concerned, admittedly, the Applicant has already been discharged on 31.07.2012. Hence this relief is rendered redundant and does not survive for adjudication.</p> <p>In so far as the other reliefs are concerned, we have heard learned counsel for the parties ably assisted by OIC Legal Cell.</p> <p>Since the Applicant has already retired on 31.07.2012, we feel called to come to grips with reliefs 2 and 5. In connection with the reliefs 2 and 5, learned counsel for the Applicant invited our attention to the policy dated 16.05.2008, a copy of which has been annexed as R-1 to the counter affidavit, according to which in the last year of their colour</p>



service, eligible persons shall be considered for grant of honorary commissions on the active list in two chances.

Per contra, learned counsel for the respondents submits that the Applicant has been considered twice before being retired and once after retirement. The averments to this effect are contained in supplementary counter affidavit. Learned counsel for the Applicant has refuted the above submission urging that the Applicant has been considered only once before being retired on 31.07.2012.

Since the controversy in the instant involves disputed questions of facts, it would be appropriate if the present O.A is disposed of with the direction to the Applicant to prefer a statutory representation to the appropriate authority for redressal of his grievance. In case any such representation is preferred within one month from today, the same shall be considered in all its pros and cons and disposed of by a speaking and reasoned order taking into consideration the mandate of policy dated 16.05.2008, a copy of which has been filed as Annexure R-1 to the counter affidavit within six weeks from the date the representation is preferred. The order so passed, shall be communicated to the Applicant immediately thereafter.

In view of the above, the O.A is finally disposed of in terms of the above directions.

**(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. No. 103 of 2015**

<b>Amar Singh Baliyan</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Ashok Singh, Learned Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>List this case on 20.10.2016 for further hearing in order to enable learned counsel for the respondents to ascertain and produce the relevant record whether the marriage alleged to be solemnized with one Smt Rajni, the alleged second wife of the Applicant was duly verified from the Registrar at Calcutta and also the details of persons who stood witnesses before the Registrar at Calcutta where the marriage was solemnized.</p> <p>The learned counsel for the respondents shall again produce the original records on the date fixed.</p> <p style="text-align: center;">.</p> <div style="display: flex; justify-content: space-between;"><div style="width: 45%; text-align: center;"><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div style="width: 45%; text-align: center;"><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div style="text-align: left; margin-top: 5px;"><small>MH</small></div>

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

<b>Shatrughan Singh Chauhan</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>22.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Col (Retd) R.N. Singh, B.P.S. Chauhan, V.A. Singh, Learned Counsel for the petitioner and Shri Asheesh Chaturvedi and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Shri Asheesh Chaturvedi, Ld. Counsel for the Respondents concluded the arguments on the question of maintainability of the case. However, he further wants time to argue on merit of the controversy.</p> <p>List on <b>13.10.2016</b> for further hearing as a last case.</p> <p>As agreed by both the parties, petitioner shall continue arguments on 14.10.2016. As further agreed, written arguments and photocopies of the relevant documents, if any, may be filed on the date fixed.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

**Dy No. 2565 of 2016 Inre O.A. No. Nil of 2016**

<b>Raj Bahadur Singh</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>21.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri D.S. Kauntae, Learned Counsel for the applicant and Mrs</p> <p>Appoli Srivastava, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>The present O.A. has been filed under Section 14 of the Armed Forces Tribunal Act, 2007 for quashing of apprehension rolls dated 30.12.2013, 15.01.2014, 27.01.2014 and 01.10.2014.</p> <p>According to office report, the O.A. has been preferred after inordinate delay. However, submission of Ld. Counsel for the applicant is that there is no delay in preferring the O.A. since the applicant has not been permitted to resume duty. Ld. Counsel for the applicant has invited attention of the Tribunal to different representations which seem to continued for prolonged period till Jun 2016.</p> <p>On the other hand, Ms. Appoli Srivastava, Ld. Counsel for the respondents opposed the contention of Ld. Counsel for the applicant and submitted that the cause of action arose against order dated 01.10.2014 which has been impugned in the present O.A. The period of limitation is to be counted from the date when the impugned orders were passed and cause of action arose.</p> <p>We have considered the arguments advanced by Ld. Counsel for the parties and perused the record.</p> <p>Arguments advanced by Ld. Counsel for the respondents seems to be correct that limitation should be reckoned from the</p>

date cause of action arose which seems to be on 01.10.2014. Ofcourse, the applicant has submitted certain representations raising grievance with the allegation that he has not been permitted to resume duty, but whether the representations submitted by the applicant constitute cause of action? Needless to say that sometimes representations are fabricated; and sometimes without sending any representation case is cooked up for the purpose of condonation of delay. There are cases where people seem to allegedly send representations and then come before the Tribunal with submission that no delay has been caused. Accordingly, limitation should be considered keeping in view the relief claimed by the applicant which in the present case is for quashing of order dated 01.10.2014 and other orders of earlier date. O.A. should have been filed within period of six months in terms of Section 22 of the Armed Forces Tribunal Act, 2007. The alleged representations submitted by the applicant may be a ground for condonation of delay subject to genuineness of representations and objection filed by the respondents to the application for condonation of delay. In the present case neither any application for condonation of delay has been filed nor attention of the Tribunal has been invited to any pleading on record to condone delay.

It is well settled law that decision is to be taken and order be passed in terms of pleading on record and relief claimed. Since the O.A. has been preferred after the statutory period of limitation and that too without any pleading and prayer for condonation of delay, it seems to be not maintainable.

In view of above, the O.A. being barred by limitation deserves to be dismissed being not maintainable.

Accordingly **dismissed** in limine.

(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

Dy No. 2052 of 2016 with M.A. No. 1974 of 2016  
In re O.A.(Nil) of 2016

Ramesh Chand

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondent

Applicant

Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div><div>21.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri Ashok Singh, Learned Counsel for the applicant and Shri G.S. Sikarwar, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div><div>Objection against condonation of delay filed by respondents is taken on record. <b>M.A. No. 1974 of 2016</b> is disposed of.</div></div></div>

	<p>Replication may be filed by Ld. Counsel for the applicant within two weeks.</p> <p>List on <b>26.10.2016</b> for admission.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No.2**

**EX-A. No. 194 of 2016 Inre T.A. No. 752 of 2010**

<b>Samrath Singh</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>21.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri V.K. Pandey, Learned Counsel for the Petitioner and Shri Md. Zafar Khan, Learned Counsel for the Respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted four weeks’ time to receive instructions as to why order of the Tribunal has not been complied with.</p>

	List this case on <b>27.10.2016</b> for orders.
	<div>(Air Marshal Anil Chopra) Member (A)</div> <div>(Justice D.P. Singh) Member (J)</div>

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

O.A. No. 17 of 2016

Rajender Singh Bisht  
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>21.09.2016</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.Singh. Bisht, Learned Counsel for the applicant and Shri Kaushik Chattarji, Learned Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Four weeks' further time as prayed for by Ld. Counsel for the respondents is granted to file counter affidavit.</p> <p>Rejoinder affidavit may be filed by Ld. Counsel for the</p>



	<p>applicant within two weeks thereafter.</p> <p>List the case on <b>02.11.2016</b> for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**EX-A. No. 47 of 2016 Inre T.A. No. 167 of 2009**

<b>Avdhesh Kumar</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondent

Versus

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>21.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the petitioner and Dr. Shailendra Sharma Atal, Learned Counsel for the Respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List for orders on <b>22.09.2016</b> to enable Ld. Counsel for the petitioner to submit documents. Respondents shall</p>

	<p>produce relevant Army Rule, Army Order and Regulations under which the documents asked for from the petitioner are required.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>
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Form No. 4  
{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No. 2

EX-A. No. 54 of 2016 Inre O.A. No. 260 of 2014

<b>Bhaju Ram Prasad</b> By Legal Practitioner for the Applicant		Applicant
	Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>21.09.2016</u> <u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri R. Chandra, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>The respondents shall produce relevant provision under which officer of the Soldier Board is required to sign the documents who according to Ld. Counsel for the applicant is</p>

	<p>not signing the documents in the absence of due communication from the Record Office.</p> <p>List on <b>28.09.2016</b> for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**EX-A. No. 57 of 2016 Inre T.A. No. 1292 of 2010**

<b>Radhey Shyam Gunera</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>21.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Rohit Kumar, Learned Counsel for the petitioner and Shri D.K. Pandey, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Shri D.K. Pandey, Ld. Counsel for the respondents submits that the petitioner has not forwarded the documents duly completed.</p>

	<p>Ld. Counsel for the respondents shall receive instructions.</p> <p>In case documents have not been submitted, it shall be open for the applicant to appear in person on the next date along with required documents.</p> <p>List the case on <b>29.09.2016</b> for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**EX-A. No. 114 of 2016 Inre O.A. No. 222 of 2011**

<b>Rajesh Kumar</b> By Legal Practitioner for the Applicant	Applicant
	Versus
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>21.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Rohit Kumar, Learned Counsel for the applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents submits that review petition has been filed. Let copy of the review petition be served on Ld. Counsel for the applicant.</p>

	List the case on <b>19.10.2016</b> for orders.
	<div>(Air Marshal Anil Chopra) Member (A)</div> <div>(Justice D.P. Singh) Member (J)</div>

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

EX-A. No. 154 of 2016 Inre O.A. No. 237 of 2014

Jagat Pal Singh Rathore  
By Legal Practitioner for the Applicant

Versus

I/C Records Officer AEC Pachmari & ORs  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><u>21.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></div> <div>Present: Applicant present in person. Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div> <div>As prayed by applicant Jagat Pal Singh Rathore, list on <b>22.09.2016</b> for orders.</div>

	<div>(Air Marshal Anil Chopra) Member (A)</div> <div>anb</div>	<div>(Justice D.P. Singh) Member (J)</div>
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Form No. 4  
{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No. 2

M.A. No. 1906 of 2015 with M.A. No 1628 of 2016 & M.A. No. 2008 of 2016 Inre O.A. No. Nil of 2015

Neeraj Bhatt  
By Legal Practitioner for the Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><u>21.09.2016</u> <u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></div> <div>Present: Shri R. Chandra, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div> <div>Better affidavit for condonation of delay is taken on</div>

	<p>record. <b>M.A. No. 1628 of 2016</b> is disposed of.</p> <p>Objection against application for condonation of delay is taken on record. <b>M.A. No. 2008 of 2016</b> is disposed of.</p> <p>Ld. Counsel for the applicant may file replication to the objection within three weeks.</p> <p>List on <b>27.10.2026</b> for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**M.A. No. 2112 of 2015 with M.A. No. 292 of 2016**  
**Inre O.A. No. Nil of 2015**

<b>Shamsher Chand</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u><b>21.09.2016</b></u> <u><b>Hon'ble Mr. Justice D.P. Singh, Member (J)</b></u> <u><b>Hon'ble Air Marshal Anil Chopra, Member (A)</b></u></p> <p>Present: Shri V.P. Pandey, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Objection against application for condonation of delay is taken on record. <b>M.A. No. 292 of 2016</b> is disposed of.</p>

	<p>Ld. Counsel for the applicant prays for and is granted two weeks' time for reply to the objection.</p> <p>List on <b>02.11.2016</b> for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>
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Form No. 4  
{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
Court No. 2

M.A. No. 313 of 2016 with M.A. No. 1936 of 2016  
Inre O.A. No. (A) Nil of 2016

Shaik Shabber  
By Legal Practitioner for the Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri V.P. Pandey, Learned Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Objection on application for condonation of delay filed by the respondents is taken on record. <b>M.A. No. 1936 of 2016</b> is</p>



	<p>disposed of.</p> <p>Ld. Counsel for the applicant may file replication within two weeks.</p> <p>List on <b>04.11.2016</b> for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**M.A. No. 978 of 2016 Inre O.A. Nil of 2016**  
**alongwith M.A. No. 2149 of 2016**

<b>K.K. Pandey</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>21.09.2016</u></b></p> <p><b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b></p> <p><b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri V.K. Pandey, Learned Counsel for the applicant and Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Replication filed by Ld. Counsel for the applicant in court against objection on application for condonation of delay is</p>

	<p>taken on record. <b>M.A. No. 2149 of 2016</b> is disposed of.</p> <p>List the case on <b>02.11.2026</b> for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>
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Form No. 4  
{See rule 11(1)}  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**M.A. No. 1521 of 2016 Inre O.A. No. Nil of 2016**

<b>Nathun Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Chief of Army Staff &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>21.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the applicant. Shri Virendra Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>None appeared for the applicant.</p> <p>List the case on <b>03.11.2016</b> for orders.</p>

	<div>(Air Marshal Anil Chopra) Member (A)</div> <div>anb</div>	<div>(Justice D.P. Singh) Member (J)</div>
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Form No. 4

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

M.A. No. 1826 of 2016 Inre T.A. No. 1122 of 2010

Vishnu Deo Tiwari  
By Legal Practitioner for the Petitioner

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><u>21.09.2016</u> <u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></div> <div>Present: Shri S.K. Pandey, Learned Counsel for the petitioner and Shri Sunil Sharma, Ld. Counsel for the respondents.</div> <div><u>M.A. No. 1826 of 2016</u></div>

This is an application for grant of leave to appeal to approach Hon'ble Supreme Court against final order dated 30.05.2016 passed in T.A. No. 1122 of 2010 and order dated 20.07.2016 passed in Review Application No 82 of 2016: **VD Tiwari vs. Union of India & others.**

Ld Counsel for the applicant vehemently argued that period of limitation should be counted from the date of disposal of application for review i.e. review application No. 82 of 2016 decided on 20.07.2016 though the original T.A. was decided on 30.05.2016

Rebutting arguments submitted by Ld. Counsel for the applicant, Ld. Counsel for the respondents submits that period of limitation is to be reckoned from the date of original judgment/order and not from the date when review application was rejected.

Under the Limitation Act, 1963 period of limitation is to be reckoned from the date of original order. Ofcourse delay may be condoned in case some application for condonation of delay is moved but that too by the competent court. 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.

Ld. Counsel for the applicant has placed reliance on Full Bench decision of Orissa High Court, Cuttack in W.P. (C) No 5738 of 2008 **Akshay Kumar Parida (dead) vs. Union of India & Others.** We are afraid we cannot subscribe to the dictum of Full Bench decision of Orissa High Court, Cuttack (supra) in view of the mandatory provision of Section 31 (2) of the Armed Forces Tribunal Act, 2007 where in it is provided that an application to the Tribunal for leave to appeal to the Supreme Court shall be made within a period of 30 days beginning with the date of the decision of the Tribunal.

Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is **rejected.**

	<div>(Air Marshal Anil Chopra) Member (A)</div> <div>anb</div>	<div>(Justice D.P. Singh) Member (J)</div>
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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. 122 of 2016 with M.A. No. 1848 of 2016

Yogesh Singh

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><u>21.09.2016</u> <u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></div> <div>Present: Shri J.N. Mishra, Learned Counsel for the applicant and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div> <div>As prayed by Ld. Counsel for the applicant, four weeks’</div>

	<p>time is allowed to file rejoinder affidavit.</p> <p>List the case on <b>03.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 528 of 2010**

<b>Laxmi Prasad</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Chief of Army Staff &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>21.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Vikash Kumar Agrawal, Learned Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted</p>

	<p>two weeks' further time to file counter affidavit. Rejoinder affidavit may be filed by Ld. Counsel for the applicant within two weeks thereafter.</p> <p>List on <b>02.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 38 of 2012**

<b>Subhash Chandra Singh</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>21.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Yashpal Singh, Learned Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted</p>

	<p>two weeks' further time to file counter affidavit. Rejoinder affidavit may be filed by Ld. Counsel for the applicant within two weeks thereafter.</p> <p>List on <b>02.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 103 of 2012**

<b>Sita Ram</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>21.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the petitioner and Shri Shyam Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As agreed by Ld. Counsel for the parties, list the case on</p>



	<p><b>04.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 58 of 2016**

<b>Vijay Shankar Dwivedi</b> By Legal Practitioner for the Petitioner	<b>Petitioner</b>
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	<b>Respondents</b>

Versus

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>21.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p>

	<p>Present: Shri K.M. Mishra, Learned Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents.</p> <p>Memo filed by Shri Amit Jaiswal, Ld. Counsel for the respondents is taken on record. His name shall be shown in the cause list.</p> <p>Shri K.M. Mishra, Ld. Counsel appeared for the applicant.</p> <p>As agreed by Ld. Counsel for the parties, list the case on <b>04.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></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. 519 of 2012**

<b>Yogendra Kumar Sharma</b> By Legal Practitioner for the Applicant	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<b><u>21.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b>

	<p>Present: Shri V.P. Pandey, Learned 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 Ld. Counsel for the respondents, one week's further time is granted to file supplementary affidavit in terms of order dated 16.08.2016. Applicant may file reply within next one week.</p> <p>List the case on <b>09.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 6 of 2014 with M.A. No. 2163 of 2015**

<b>Sepoy Ramesh Prasad</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>20.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Yash Pal Singh, Learned Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><b><u>M.A. No. 2163 of 2015</u></b></p> <p>This is an application for amendment.</p>

	<p>It has been informed that during pendency of the writ petition the statutory complaint preferred by the petitioner was rejected on 18.10.2007. The petitioner wants to carry out amendment to challenge subsequent order passed by the respondents.</p> <p>Accordingly amendment application is <b>allowed</b>.</p> <p>Let amendment be carried out within two weeks. Petitioner shall file amendment copy of the T.A. within two weeks thereafter after serving copy thereof on OIC Legal Cell.</p> <p>Respondents may file counter affidavit to the amended T.A. within four weeks thereafter. Rejoinder affidavit may be filed by the petitioner within two weeks thereafter.</p> <p>Let the cost deposited by the respondents be released in the name of petitioner by Registry through cheque.</p> <p>List the case on <b>21.11.2016</b> for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 633 of 2010**

<b>Upendra Singh Chauhan</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Chief of Army Staff &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Rohit Kumar, Learned Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p>

	<p>Ld. Counsel for the petitioner has relied upon the case of <b><i>Union of India and Others vs. V.N Singh</i></b> reported in Mil LJ 2010 SC 13 and one other case of <b><i>Rajvir Singh vs. Secy Ministry of Defence &amp; Ors</i></b>, MANU/SC/0120/2012.</p> <p>Ld. Counsel for the respondents prays for time to go through the case law.</p> <p>As prayed list on <b>27.10.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 141 of 2012**

<b>Smt. Rekha</b> By Legal Practitioner for the Applicant	Applicant
	Versus
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>20.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Smt Rekha in person. Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p>

	<p>Applicant Smt Rekha appeared in person and sought adjournment of the case since her counsel is not present.</p> <p>As prayed, list on <b>30.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 300 of 2013**

<b>Pawar Deepak Mansaram</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u><b>20.09.2016</b></u> <u><b>Hon'ble Mr. Justice D.P. Singh, Member (J)</b></u> <u><b>Hon'ble Air Marshal Anil Chopra, Member (A)</b></u></p> <p>Present: Shri Yashpal Singh, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p>

	<p>A preliminary objection has been raised by Shri Amit Sharma, Ld. Counsel for the respondents that the present O.A. is not maintainable since applicant belongs to state of Maharashtra and the impugned order has been passed at Jabalpur.</p> <p>Keeping in view the agreement between the parties, we <b>transfer</b> the present O.A. to the Armed Forces Tribunal, Mumbai where it shall be listed on <b>15.12.2016</b>.</p> <p>Registry shall transmit the record forthwith, say within two weeks from today.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 32 of 2016 alongwith M.A. No. 2138 of 2016**

<b>Jay Veer Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><u><b>20.09.2016</b></u> <u><b>Hon'ble Mr. Justice D.P. Singh, Member (J)</b></u> <u><b>Hon'ble Air Marshal Anil Chopra, Member (A)</b></u></p> <p>Present: Shri Ashok Singh, Learned Counsel for the applicant and V.P.S. Vats, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p>

	<p>Rejoinder filed by Ld. Counsel for the applicant is taken on record. <b>M.A. No. 2138 of 2016</b> is disposed of.</p> <p><b><u>O.A. No 32 of 2016</u></b></p> <p>As prayed by Ld. Counsel for the parties, list on <b>15.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 47 of 2016**

<b>Akhilesh Kumar</b> By Legal Practitioner for the Applicant	Applicant
	Versus
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>On 10.08.2016 we have passed the detailed order that in</p>



	<p>case the respondents do not produce the discharge order adverse presumption may be drawn and appropriate order may be passed with regard to continuity of the applicant in service.</p> <p>Today again prayer has been made for production of record. It is unfortunate on the part of the respondents. In such situation, subject to payment of cost of Rs 5,000/- we defer the proceedings for <b>03.11.2016</b> to enable the respondents to produce the entire records as well as discharge order. Cost shall be deposited by or before 03.11.2016. In case cost is deposited it shall be released in favour of the applicant through cheque by the Registry.</p> <p>Copy of the order be supplied to Ld. Counsel for the parties free of cost by 21.09.2016.</p> <p>Meanwhile Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 55 of 2016 with M.A. No. 2129 of 2016**

<b>Tulsi Ram Yadav &amp; Another</b> By Legal Practitioner for the Applicants	Applicants
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri S.K. Mishra, Learned Counsel for the applicants and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p>

	<p>Rejoinder affidavit is already on record.</p> <p><b>M.A. No. 2129 of 2016</b> is disposed of accordingly.</p> <p><b><u>O.A. No 55 of 2016</u></b></p> <p>List the case on <b>07.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 185 of 2009**

<b>Vijay Kumar Yadav</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b></p> <p><b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b></p> <p><b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p>

	<p>As prayed, list the case on <b>10.11.2016</b> for hearing to enable Ld. Counsel for the respondents to produce the entire record including record of Court of Inquiry.</p> <p>Meanwhile Ld. Counsel for the parties may submit/exchange synopsis, and list of events.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 156 of 2010**

<b>Babu Lal Yadav</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Versus

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Shri Asheesh Agnihotri, 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 <b>17.10.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 388 of 2010**

<b>Brijesh Kumar Singh</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Versus</b>	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri K.K. Mishra, Learned Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p>

	<p>As prayed by Ld. Counsel for the parties, list the case on <b>07.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 22 of 2013**

<b>Anil Kumar</b> By Legal Practitioner for the Petitioner	Petitioner
	Versus
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p>

	<p>As prayed, list the case on <b>29.09.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</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. 4 of 2016**

<b>Mohanan Pillai</b> By Legal Practitioner for the Petitioner	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Versus

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned 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>As prayed by Ld. Counsel for the parties, list the case on <b>08.11.2016</b> 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><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**M.A. No. 2114 of 2016 Inre O.A. Nil of 2016**

<b>Jyoti Yadav</b> By Legal Practitioner for the Applicant	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondent
Versus	

Notes of the Registry	Orders of the Tribunal
	<p><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed today in court by Shri G.S.Sikarwar, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri Onkar Pandey, Learned Counsel for the applicant and Shri G.S.Sikarwar, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the respondents, six weeks’ time is granted to file objection to the Application for condonation of delay. Replication, if any, may be filed within two weeks next thereafter.</p>

	List this case on 22.11.2016 for admission.
	<div>(Air Marshal Anil Chopra) Member (A)</div> <div>(Justice D.P. Singh) Member (J)</div>
MH	

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

O.A. No. 240 of 2016

Virendra Singh  
By Legal Practitioner for the Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondent

Applicant

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2016</u> <u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Present Application has been preferred under section 14 of the Armed Forces Tribunal Act, 2007, being aggrieved by the denial of Honorary commission.</p> <p>Learned counsel for the Applicant submits that the Applicant has already preferred a representation on 31.10.2015 but the same is still protracting at the end of the</p>



appropriate authority. The only prayer made in the Application is for a direction to the competent authority to decide the representation expeditiously.

We have heard learned counsel for the parties and with the consent of learned counsel for the parties, we propose to dispose of the present Application accordingly at the very threshold.

Coming to the prayer made across the bar, we feel called to say that almost a year has rolled by and in our considered view, the authority that be, ought to have decided the representation by now.

Since the statutory representation preferred by the Applicant has been protracting without being decided despite efflux of almost a year, we dispose of the present Application attended with the directions to the respondents to dispose of the statutory representation expeditiously not exceeding four months from the date of presentation of this order by a speaking and reasoned order and communicate the decision so taken to the Applicant forthwith. The learned counsel for the respondents shall also communicate the order to the authority that be for compliance with the direction contained in this order.

There shall be no order as to costs.

**(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. 241 of 2016**

<b>Ranjeet Kumar</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed today in court by Shri Amit Jaiswal, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the applicant and Shri Amit Jaiswal, Learned Counsel for the Respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>At the very outset, learned counsel has raised an issue having complexion of preliminary issue to the effect that the Application under section 14 of the Armed Forces Tribunal Act, 2007 is barred by time. He precisely submitted that Summary Court Martial was held in the year 1998 and in consequence there of the Applicant was visited with the punishment of dismissal.</p> <p>Learned counsel for the Applicant on being confronted, submits that earlier, a writ petition was filed in the High Court in the year 1999 which was transferred to this Tribunal vide order dated 18<sup>th</sup> July 2016 and it was this Tribunal which dismissed the T.A. with liberty to the Applicant to file O.A in the Tribunal afresh.</p> <p>In view of the above, the preliminary issue raised by</p>

learned counsel for the respondents is not sustainable and falls to the ground for the reason that the Summary Court Martial was conducted in the year 1995 followed by punishment of dismissal vide order dated 15.03.1999 and the same was challenged in the High Court by the Applicant by way of Writ Petition which was filed in the year 1999 itself. The said writ petition was transferred to the Tribunal in terms of the provisions of section 34 of the Armed Forces Tribunal Act, 2007 and it was this Tribunal which dismissed the T.A with liberty to file fresh O.A. vide order dated 18.07.2016.

In view of the above, we do not feel that there is any delay in preferring the present O.A. Accordingly the preliminary objection raised orally before this Tribunal is rejected as unsustainable.

Coming to the question of admission, it is submitted by learned counsel for the Applicant that the Applicant had overstayed the leave for 31 days and it was on account of serious illness of his son and accordingly, the order of dismissal from service by way of holding summary court martial is not sustainable, keeping in view the mandate contained in section 39 (b) of the Army Act.

In view of the above, the petition is admitted.

Let counter affidavit be filed within six weeks. Rejoinder affidavit if any, may be filed within two weeks next thereafter.

List this case for hearing on 22.11.2016.

**(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. 191 of 2016 Inre M.A. No. 516 of 2016**

Applicant

By Legal Practitioner for the Applicant

## Versus

Respondent

By Legal Practitioner for Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>20.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Dwijendra Mishra, Learned Counsel for the applicant and Shri Namit Sharma, Learned Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Learned Counsel for the respondents submit that in compliance of the order of the Tribunal dated 09.03.2016, the documents sent to the Applicant have not been received back after completion of formalities to be completed by the Applicant.</p> <p>Learned counsel for the Applicant prays for time to enable him to receive instructions and file affidavit whether the documents sent to the Applicants for observing in compliance the formalities have been transmitted to the respondents or not.</p> <p>In view of the above, the case is directed to be listed on 04.10.2016 for orders.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

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

**M.A. No.1731 of 2016**

<b>Pradeep Kumar</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div></div></div><div><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></div><div><p>Present: Shri Ashok Kumar, Learned Counsel for the applicant and Shri V.P.S. Vats, Learned Counsel for the Respondent, assisted by Maj Soma John, OIC Legal Cell.</p><p>In compliance of earlier order, objection has not yet been filed by the respondents.</p><p>Learned counsel for the respondents prays for and is granted three weeks’ and no more further time to file objection. Replication to it, if any, may be filed within one week next thereafter.</p><p>List this case on 26.10.2016 for admission.</p></div><div><div><div><div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div></div></div><div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div></div></div> <div>MH</div>

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

M.A. No. 2115 of 2016 Inre O.A. No. 69 of 2015

Awadhesh Yadav

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Arun Kumar, Learned Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p><p><u>M.A. No 2115 of 2016</u></p><p>This is an Application for correction of the order dated 26.08.2016 in which O.A No 69 of 2015 has been inadvertently mentioned as O.A No 69 of 2012.</p><p>Necessary correction has been incorporated in the original order by one of us (Justice D.P.Singh, Member (J)).</p><p>Let certified copy be issued accordingly in terms of the correction made above.</p><div><div>(Air Marshal Anil Chopra)</div><div>(Justice D.P. Singh)</div><div>Member (A)</div><div>Member (J)</div></div></div></div>

MH

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

T.A. No.89 of 2013

<b>Maresh Chand</b> By Legal Practitioner for the Applicant	Applicant	
	Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondents

Notes of the Registry	Orders of the Tribunal
	<div>20.09.2016</div> <div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div> <div>Hon’ble Air Marshal Anil Chopra, Member (A)</div> <div>Present: Shri P.K.Shukla, Learned Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</div> <div>Since amendment has been carried out only in relief column, the learned counsel for the respondents does not propose to file any response.</div> <div>List this case for hearing on 08.11.2016.</div> <div>It is informed that the learned counsel for the Applicant has not incorporated amendment in the Bench copy, it is directed that he shall incorporate requisite amendment in terms of the amendment made in the original O.A, during the course of the day.</div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div><div>MH</div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>



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

EX-A. No. 47 of 2016 Inre T.A. No. 167 of 2009

<b>Avdhesh Kumar</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div>20.09.2016</div> <div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div> <div>Hon’ble Air Marshal Anil Chopra, Member (A)</div> <div>Present: Shri R. Chandra, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</div> <div>It is informed by learned counsel for the respondents that certain formalities remain to be completed by the Applicant.</div> <div>Learned counsel for the Applicant prays for and is granted a day’s time to complete the requisite formalities.</div> <div>List this case on 21.09.2016 for orders.</div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div><div>MH</div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>

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

EX-A. No. 65 of 2016 Inre T.A. No. 123 of 2011

<b>Rohit Mittal</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Rakesh Johri, Learned Counsel for the petitioner and Shri G.S. Sikarwar, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>It is informed by OIC Legal Cell that in compliance of the earlier order of the Tribunal, cost has been deposited with the Registry of the Tribunal.</p><p>Learned counsel for the Applicant submits that requisite documents in format duly filled in by the Applicant have been forwarded to the CDA (O) Pune.</p><p>Keeping in view that in compliance of the order of the Tribunal, requisite documents have already been forwarded, it is expected that by the next date fixed in the case, the respondents shall pay the entire outstanding retiral dues to the Applicant in observance of the order of this Tribunal.</p><p>List this case on 27<sup>th</sup> Oct 2016 on which date the compliance report shall be submitted by the respondents for perusal of the Bench.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

EX-A. No. 115 of 2016 Inre O.A. No. 221 of 2013

Rahul Kumar

By Legal Practitioner for the Applicant

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri R. Chandra, Learned Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>It is informed that a reasoned and speaking order has been passed by the competent authority in observance of the order of the Tribunal. A copy of the order has been placed before us for perusal.</p><p>In our view, since the order of the Tribunal has been substantially complied with, no further action is required in the matter.</p><p>The Execution Application (M.A. No 115 of 2016) aforesaid is dismissed as having become infructuous.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

MH

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

**M.A. No. 256 of 2015**

<b>Radhey Shyam</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div></div></div><div><b><u>20.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></div><div><p>Present: Applicant in person and Mrs Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>It is reported that the counsel for the Applicant has not attended the Court on account of being ill.</p><p>In view of the above, the case is adjourned today.</p><p>List this case on 25.10.2016 for orders.</p></div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div>

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

M.A. No. 1598 of 2015 Inre O.A. No. Nil of 2016

Chandra Singh

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri K.K. Mishra, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</div><div>As prayed by learned counsel for the Applicant, list this case on 17.10.2016 for orders.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

O.A. No. 73 of 2016 with M.A. No. 1784 of 2016

Hukum Chand

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri P.K. Shukla, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>.Learned counsel for the Applicant submits that he does not propose to press the M.A. No.1673 of 2016.</p><p>Hence the M.A No 1673 of 2016 is dismissed as not pressed with liberty to the Applicant to file fresh Application within a week.</p><p>List this case on 14.10.2016 for orders.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

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

**O.A. No. 221 of 2016**

# Pramod Singh

By Legal Practitioner for the Applicant

## Versus

Applicant

## Union of India & Others

## By Legal Practitioner for Respondents

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>20.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the Applicant and Shri R.C. Shukla, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Since counsel for the applicant is not present, the case is adjourned.</p> <p>List this case on 07.11.2016 for orders.</p> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p>

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

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

**O.A. No. 243 of 2016**

# Raghvendra Singh

Applicant

By Legal Practitioner for the Applicant

## Versus

## Union of India & Others

## Respondents

## By Legal Practitioner for Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>20.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri K.K. Mishra, Learned Counsel for the applicant and Mrs. Anju Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Rejoinder affidavit filed today is taken on record.</p> <p>List for hearing on 08.11.2016.</p> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p>



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

T.A. No. 132 of 2010

<b>Maan Singh</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span><span></span></span></div></div></div><div><div><div><span></span></div><div><span><b><u>20.09.2016</u></b></span></div></div></div><div><div><div><span></span></div><div><span><b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b></span></div></div></div><div><div><div><span></span></div><div><span><b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></span></div></div></div></div></div><div><p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>In the course of arguments, none of the counsel could tell about the nature of the disease which the Applicant suffered and on account of which he was discharged from the service.</p><p>The counsel for the respondents is directed to study the sticking point and assist the Court with regard to nature of the disease and also with regard to applicability of the Army order 147 read with the decision of the Apex Court in Union of India vs Raj Pal Singh.</p><p>List this case on 08.11.2016 for orders.</p><div><div><div><div><div><div><span><b>(Air Marshal Anil Chopra)</b></span></div><div><span><b>Member (A)</b></span></div></div></div><div><div><div><span></span></div><div><span></span></div></div></div></div><div><div><div><span><b>(Justice D.P. Singh)</b></span></div><div><span><b>Member (J)</b></span></div></div></div></div></div><div>MH</div></div></div>

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

T.A. No. 1273 of 2010 with M.A. No. 1233 of 2016

Santosh Kumar Singh

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri P.R. Tripathi, Learned Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>Maj Soma John OIC Legal Cell has sought adjournment on the ground that she would produce the original record in terms of the earlier order of the Tribunal.</p><p>In view the above, the case is ordered to be listed for orders on 09.11.2016.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

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

**T.A. No. 82 of 2016**

<b>Devendra Singh</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>20.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Memo of appearance filed today in court by Shri V.P.S.Vats as counsel for the respondents is taken on record Let his name be shown when the case is next listed.</p><p>Present: Shri S.S. Rajawat, Learned 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>Present TA has been filed under section 34 of the Armed Forces Tribunal Act 2007.</p><p>It would appear from the record that the only relief prayed by the Applicant in the writ petition filed before the High Court in the year 2001 that the respondents be directed to supply the complete certified set of summary court martial proceedings including Appendix –A to Army Order 70 of 84 or 24 of 94 together with such other connected papers within one week. Subsequently, the said writ petition stood transferred to this Tribunal under section 34 of the Armed Forces Tribunal Act 2007 and was received in this Tribunal on 04.07.2016 and was renumbered as TA. No. 82 of 2016.</p><p>It is shocking to our judicial conscience that the matter has been hanging in balance since 2001 for an innocuous prayer that is for supply of certified copies of SCM</p></div></div>

	<p>proceedings.</p> <p>On being confronted why copies of SCM have not been made available whether Applicant is entitled to supply of copies of SCM proceedings under Army order 70 of 1984 read with Army Rule 147, Maj Soma John OIC Legal Cell did not dispute it.</p> <p>In view of the above, the T.A is allowed attended with the direction to the respondents to make available the complete certified set of summary court martial proceedings including Appendix –A to Army Order 70 of 84 or 24 of 94 together with such other connected papers expeditiously, say, within a month from the date of presentation of a certified copy of this order so that the Applicant may approach the appropriate forum in case he feels aggrieved by the SCM proceedings.</p> <p>There shall be no order as to costs.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>MH</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. 68 of 2016**

**Sultan Singh**

**Petitioner**

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div> <div><div>Memo of appearance filed today in Court by Dr Chet Narayan Singh as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</div><div>Present: None for the petitioner and Dr. Chet Narayan Singh, Learned Counsel for the respondents.</div><div>List this case on 07.10.2016 for orders.</div></div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div> <div>MH</div>

Form No. 4

{See rule 11(1)}

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 219 of 2011

Gupteshwer Singh

By Legal Practitioner for the Applicant

Applicant

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by W.O. Desh Raj Singh, OIC Legal Cell.</p> <p>In the instant case, the facts are that the Applicant was dismissed from service after 20 years of service on the ground of alleged irregularities committed during the course of recruitment. It would transpire that Court of Inquiry was conducted in pursuance of complaint dated 4<sup>th</sup> May 2009 addressed to President Central Airman Selection Board, a copy of which has been annexed as Annexure 1 to the O.A. A perusal of the complaint evinces that the allegations in the complaint were with regard to active involvement of one Lady Dr Anshu Mishra and Lt Col S.Mukherji and certain other persons but the Applicant who was at the lowest rung as Sergeant in the Air Force, has been singled out for punishment. Once at the face of the record, a bare reading of the complaint dated 4<sup>th</sup> May 2009, reveals involvement of many persons in the Air Force including those named above, the question remains why only Applicant has been picked out and punished with dismissal.</p> <p>We have been informed that during the course of court of inquiry, those persons specific allegations were made by the complainant in the complaint, no inquiry was held against them. Once it is revealed that the liability is collective and higher officers were prima facie involved, then only a small fry like the Applicant cannot be made a scape-goat with the avowed object of screening the higher officers. Relevant</p>

portion of the allegations as contained in the complaint dated 4<sup>th</sup> May 2009 are reproduced below.

*“I reached at 7.30 AM on 28.12.2008 at 4 ASC centre Barrackpore. I was examined by Sgn Ldr. Anshu Mishra, Dr also written fit but one from staff came and said madam you have unfit against me. This was not only with me but was done with 15 candidates. I requested Dr madam that I am likely to be overage & my joining has also come late. The madam said bear as you have done. You to go AF Station Bagdogra get yourself declared fit by any means.*

*X      x      x      x      x      x      x      x*

*On 17 April I went for 158 BH but medical exam was not done reason not known. Thereafter I was called on 20 April 2009 there were 9 other candidates with me. I was asked to sit in front, Nursing Asstt N.K.G Kumar alongwith medical document went to Lt Col S.Mukherjee Pointing with form at me said his payment is not received. This was also heard by my father standing near door and wil tell you if asked. I said my medical was also done by E Nt Spl Col J.P.Devedi at Namkum he said as normal. Thereafter I got it examined at Gajendra Institute of Sc at Ranchi there Govt Dr has said TM intact on bath said and bill hearing with normal limits on this Lt Col S Mukharjee threw all papers and said like this money comes every day before us on this my father said to Dr 9 years don't have faith on me than please talk to ENT SPI Col J.P.Dwivedi at MH Namkum and confirm. On this reticently picked up phone and booked through Army exchange call to MHY Namkum & talk to Col J.P.Dwivedi gave advice to Lt Col S.Mukharjee said as I have written unfit & if written fit after cutting I will be in fix. Then advised my father to annex other medical opinion & go for appeal medical board than I will make him fit sir by not hearing request of unemployed youth*

	<p><i>and the parents you have revised the enter prices. That limit end, when ignoring other paper in the garb of medical examination this dictatorship of Drs will continue. System to take steps against bribery.”</i></p> <p>It would thus transpire that allegations against various officers have not been touched upon by the Court of Inquiry.</p> <p>In view of the above, it would be appropriate for the Chief of the Air Staff to look into the matter and hold enquiry against those who are actually involved in racket of recruitment regard being had to the allegations made in the complaint. In case the Applicant is not the sole person as prima facie appears from the allegations in the complaint, and he was used by some higher officer, then prima facie, he cannot be made scapegoat for major penalty like dismissal from service.</p> <p>It has been pointed out that even in the additional term of reference, names of other higher air force officers who have been specifically mentioned in the complaint do not appear.</p> <p>List this case on 10.01.2017 for hearing.</p> <p>Let a copy of the present order be sent to the Chief of the Air Staff to look into the matter and institute an enquiry and submit report so that keeping in view the finding record in such inquiry report, the controversy involved in the present case touching on the service career of the Applicant may be settled.</p> <p>It may be clarified that none of the observations made in this order shall be construed as an observation on merit and they have been made with the avowed object of unearthing the truth and to undo if any injustice has been done to the Applicant.</p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div>
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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. 126 of 2012 with M.A. No. 2114 of 2015**

<b>Smt Uma Patel &amp; ORs</b> By Legal Practitioner for the Applicants	Applicants
Versus	
<b>Commanding Officer 38 Med Regt</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><span><b><u>19.09.2016</u></b></span></div><div><span><b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b></span></div><div><span><b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></span></div></div></div><div><p>Present: Shri Yashovardhan Swaroop, Learned Counsel for the applicants and Shri Asheesh Agnihotri, Ld. Counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.</p><p>This case is listed today for further hearing. List of dates and events and compilation of case laws is required to facilitate adjudication of the case expeditiously.</p><p>In view of the above, list this case on 13.10.2016 for hearing. Learned counsel for the parties shall also file list of dates and events and compilation of case laws for perusal of the Bench.</p><div><div><div><div><div><div><span></span></div></div></div><div><div><span><b>(Air Marshal Anil Chopra)</b></span></div><div><span><b>Member (A)</b></span></div></div></div><div><div><div><div><div><div><span></span></div></div></div><div><div><span><b>(Justice D.P. Singh)</b></span></div><div><span><b>Member (J)</b></span></div></div></div></div></div><div>MH</div></div></div></div></div></div>

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

<b>Gautam Kumar</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Commanding Officer 38 Med Regt</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Yashovardhan Swaroop, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>This case is listed today for further hearing. List of dates and events and compilation of case laws are required to facilitate adjudication of the case expeditiously.</p><p>In view of the above, the case shall be listed on 13.10.2016 for hearing on which date list of dates and events and compilation of case laws shall also be filed for perusal of the Bench.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

O.A. No. 272 of 2013

<b>Pravat Kumar Behuria</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri S.S. Rajawat, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>During the course of hearing, a question was brought to bear whether injury was caused by the Applicant by the weapon said to be grass cutting weapon or by some blunt object weapon or by some sharp edged weapon. According to the medical report, the injury that the injured namely Shri S.K.Yadav suffered was depressed fracture at the back of the head.</p> <p>In our considered view, for equitable justice between the parties, original weapon would be required to be produced for being examined by the Bench.</p> <p>Let original weapon be produced before the Tribunal on the next date on <b>26.10.2016</b>.</p> <p>List this case for hearing on 26.10.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="text-align: center;"><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div style="text-align: center;"><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div style="text-align: left; margin-top: 5px;">MH</div>

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

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

# O.A. No. 17 of 2015

Applicant

By Legal Practitioner for the Applicant

# Versus

## Respondents

## By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col S.K.Varshney, OIC Legal Cell.</p> <p>In the course of hearing, it occurred that record of TA No 62 of 2010 decided on 13.03.2013 would be required for facility of disposal of the present case.</p> <p>List this case on 24.10.2016 for hearing on which date original record of TA No. 62 of 2010 shall be produced for perusal of the Bench.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="412 1878 878 1972" style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div data-bbox="980 1878 1333 1972" style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

O.A. No. 248 of 2015

Smt. Malti Devi

By Legal Practitioner for the Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon'ble Air Marshal Anil chopra, Member (A)</div></div><div><p>Present: Shri V.K. Pandey, Learned Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p><p>Original record pertaining to the case has not been produced in terms of the earlier order of this Court.</p><p>Learned counsel for the respondents prays for further time in order to enable him to produce the original record for perusal of the Bench.</p><p>In view of the above, the case is directed to be listed on 26.09.2016 for hearing on which date the original record shall peremptorily be produced for perusal of the Bench.</p><div><div>(Air Marshal Anil Chopra)</div><div>(Justice D.P. Singh)</div><div>Member (A)</div><div>Member (J)</div></div></div></div>

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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. 269 of 2015

<b>Radhe Shyam Sharma</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Shailendra Kumar Singh, Learned Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents, assisted by Col S.K.Varshney, OIC Legal Cell.</p><p>Learned counsel for the respondents prays for adjournment today.</p><p>In view of the request made by learned counsel for the respondents the case is adjourned and is directed to be listed on 22.09.2016 for hearing.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

O.A. No. 35 of 2016 with M.A. No. 2018 of 2016

<b>Jitendra Pratap Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div></div></div><div><b><u>19.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></div><div><p>Present: Shri Pradeep Chandola, Learned Counsel for the applicant and Dr. Chet Narain Singh, Ld. Counsel for the respondents assisted by Col S.K.Varshney, OIC Legal Cell.</p><p>Learned counsel for the respondents prays for adjournment submitting that officers of the Navy shall be available on 22.09.2016.</p><p>In view of the above, the case is adjourned and is directed to be listed on 22.09.2016 for hearing.</p></div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div><div>MH</div></div>



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

O.A. No. 57 of 2016

<b>Sudhir Kumar</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Ashok Singh, Learned Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents, assisted by Col S.K.Varshney, OIC Legal Cell.</p><p>Application for amendment filed today in court is taken on record.</p><p>As prayed, three weeks’ time is granted to file objection/replication to the amendment Application.</p><p>List this case on 25.10.2016 for hearing.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

O.A. (A) No. 98 of 2014

<b>Subhash Chandra Pandey</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>Learned counsel for the respondents prays for adjournment on the ground that the original record has not come to his end as yet.</p><p>List this case on 21.10.2016 for hearing on which the learned counsel for the respondents shall produce the original records pertaining to the case for perusal of the Bench.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

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

<b>Kaptan Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div><div><div><div><span></span></div></div><div><div><span></span></div></div></div></div></div><div><b><u>19.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></div><div><p>Present: Shri S.K. Singh, Learned Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p><p>Learned counsel for the Applicant prays for adjournment on the ground that the supplementary affidavit is ready but it remains to be sworn by the Applicant as the Applicant could not come to swear the affidavit on account of some personal difficulty.</p><p>As prayed, list this case on <b>29.09.2016</b> for hearing.</p></div><div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div><div>MH</div></div></div>

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

T.A. No. 185 of 2009

Vijay Kumar Yadav

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Dr. Chet Narain Singh, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</div><div>Learned counsel for the Applicant prays for adjournment today on the ground that he is not ready with the case.</div><div>List this case on 20.09.2016 for hearing.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

**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><b><u>19.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Col (Retd) Ashok Kumar &amp; Shri Rohit Kumar, Learned Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List this case for hearing on <b>26.09.2016</b> in order to enable learned counsel for the Applicant to submit typed copies of the statements of witnesses.</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**

**T.A. No. 156 of 2010**

# Babu Lal Yadav

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><b><u>19.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant, the case is ordered to be listed for hearing on 20.09.2016.</p> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p>

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

T.A. No. 75 of 2011

<b>Ashok Kumar</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Bachchan Singh, Learned Counsel for the petitioner and Dr. Shesh Narain Pandey, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>A mention has been made that Dr. S.N.Pandey learned counsel appearing for the respondents is not available.</p> <p>In view of the above, the case is adjourned today and is directed to be listed for hearing on 27.09.2016.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

MH

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

T.A. No. 82 of 2011

<b>Ram Lakhan Singh</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri Bachchan Singh, Learned Counsel for the petitioner and Shri Ashish Saxena, Ld. Counsel for the respondents, assisted by Col S.K.Varshney, OIC Legal Cell.</div><div>As prayed, list this case on 17.10.2016 for hearing.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH



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

T.A. No. 1 of 2016

<b>Om Prakash Sharma</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>19.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Col (Retd) Ashok Kumar &amp; Shri Rohit Kumar, Learned Counsel for the petitioner and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Col S.K.Varshney, OIC Legal Cell.</p><p>As prayed by learned counsel for the respondents, the case is adjourned today and is ordered to be listed for hearing on 21.09.2016.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

MH

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

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

**M.A. No. 661 of 2013 with M.A. No. 529 of 2016  
& M.A. No. 651 of 2016**

# Vikas Pandey

By Legal Practitioner for the Applicant

## Versus

Applicant

## Union of India & Others

## By Legal Practitioner for Respondents

## Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>19.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by W.O. Desh Raj Singh, OIC Legal Cell.</p> <p>As prayed, list this case on 07.10.2016 for hearing.</p> <div style="display: flex; justify-content: space-between; margin-top: 100px;"> <div style="text-align: center;"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

**T.A. 671 of 2010 with TA 1381 of 2010**

<b>Uma Kant Mishra</b>	Applicant
By Legal Practitioner for the Applicant	
Versus	
<b>Union of India &amp; Others</b>	Respondents
By Legal Practitioner for Respondents	

Notes of the Registry	Orders of the Tribunal
	<p><b><u>19.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>This case was heard and judgment was reserved on 22.08.2016.</p> <p>While preparing the case for dictation of judgment, it transpired that further hearing is required on certain vital points.</p> <p>In view of the above, the case is directed to be listed for rehearing on 23.09.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 100px;"> <div data-bbox="427 1674 875 1757"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div data-bbox="989 1674 1336 1757"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

**M.A. No. 2103 of 2016 Inre O.A. No Nil of 2016**

<b>Tribhuvan Shanker Singh</b>	Applicant
By Legal Practitioner for the Applicant	
Versus	
<b>Union of India &amp; Others</b>	Respondent
By Legal Practitioner for Respondent	

Notes of	Orders of the Tribunal
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the Registry	
	<p><b><u>16.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed today in court by Shri Yogesh Kesarwani as the counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Shri Yogesh Kesarwani, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection to the Application for condonation of delay. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 11.11.2016 for admission.</p> <p><b>(Air Marshal Anil Chopra)</b>                      <b>(Justice D.P. Singh)</b>  <b>Member (A)</b>    <b>Member (J)</b></p>

MH

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

By Legal Practitioner for the Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondent

Respondent

the Registry	
	<p><b><u>16.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed today in court by Shri Sidharth Dhaon as the counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri Sandeep Tripathi, Learned Counsel for the petitioner and Shri Sidharth Dhaon, Learned Counsel for the Respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed by learned counsel for the respondents, four weeks' time is allowed to file objection to the Application for condonation of delay. Replication, if any, may be filed within two weeks next thereafter.</p> <p>List this case on 27.10.2016 for admission.</p> <p><b>(Air Marshal Anil Chopra)</b>                      <b>(Justice D.P. Singh)</b> <b>Member (A)</b>                                      <b>Member (J)</b></p> <p>MH</p>

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

**EX-A. No. 119 of 2016 Inre O.A(A) No. 269 of 2014**

<b>Manoj Kumar</b> By Legal Practitioner for the Applicant		Applicant
	Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Shailendra Kumar Singh, Learned Counsel for the applicant and Shri Amit Sharma, Ld. Counsel for the respondent, assisted by Major Soma John and Col J.G.Manhas, OIC Legal Cell.</p> <p>OIC Legal Cell at the very outset submits that the order in question requires to be corrected since incorrect date has been mentioned therein which he further submits, is to the benefit of the Applicant. Learned counsel for the Applicant resisted it drawing attention to Annexure 1 to the OA.</p> <p>It would transpire from the record that the order in question in which correction of date has been sought by OIC Legal Cell has been passed by the Bench consisting of Hon. Mr Justice Abdul Mateen, Member (J) and Hon. Lt Gen A.M.Verma, Member (A) (Retd).</p> <p>Let the matter be listed before the Bench headed by Hon Mr Justice Abdul Mateen, Member (J).</p> <p>Be that as it may, the submission aforesaid is to be considered by the Bench concerned.</p> <p>List this case on 23.09.2016 for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>MH</p>

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

**EX-A. No. 158 of 2016 Inre O.A. No. 133 of 2015**

<b>Chandra Bhan Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Yash Pal Singh, Learned Counsel for the petitioner and Shri Shyam Singh, Ld. Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>Col Kamal Singh OIC Legal Cell submits at the very outset that statutory complaint has been received at the end of the concerned respondent in his office in the month of May 2016 attended with the undertaking that the same shall be disposed of as early as possible.</p> <p>In view of the above statement, it is directed that the statutory complaint be decided within two months positively from today in terms of the directions contained in the order passed by the Tribunal.</p> <p>The Execution Application is disposed of finally in terms of the above direction.</p> <p>OIC Legal Cell shall communicate the order passed today to the authority concerned for compliance within the stipulated period.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></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. 888 of 2016 Inre O.A. (Nil) of 2016**

<b>Dheeraj Modgil</b> By Legal Practitioner for the Applicant	Applicant
	Versus
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Ram Kumar Verma, Learned Counsel for the applicant and Shri Yogesh Kesarwani Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>As prayed, three weeks’ further time is allowed to file objection. Replication, if any, may be filed within one week next thereafter.</p> <p>List this case for orders on 30.09.2016.</p> <p><b>(Air Marshal Anil Chopra)</b>                      <b>(Justice D.P. Singh)</b> <b>Member (A)</b>                                      <b>Member (J)</b></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 &**  
**M.A. No. 1821 of 2016 Inre T.A. No. 983 of 2010**

<b>Ajit Singh</b> By Legal Practitioner for the Petitioner	Petitioner
	Versus
<b>Union of India &amp; Others</b>	Respondents



Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Beer Prakash, Learned Counsel for the petitioner and Dr. Shailendra Sharma Atal, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by learned counsel for the Applicant, three weeks’ time is allowed to file reply to the objection filed by the respondents.</p> <p>List this case on 07.10.2016 for orders.</p> <p>Learned counsel for the Applicant shall also provide bench copy of the petition by the next date or earlier to it.</p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <p>MH</p>

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

**M.A. No. 1284 of 2016**

# Lal Chand 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><b><u>16.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri R. Chandra, Learned Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>List this case on 23.09.2016 for orders in order to enable learned counsel for the respondents to file objection to the Application for condonation of delay.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="427 1585 868 1666" style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div data-bbox="982 1585 1334 1666" style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

O.A. No. 205 of 2014 with M.A. No. 1694 of 2016  
& M.A. No. 1963 of 2016

<b>Kumar Man Singh</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>16.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: None for the applicant and Shri A.N. Tripathi, Ld. Counsel for the respondents assisted by Sgt Pradeep Kumar, OIC Legal Cell.</p><p>. A mention has been made on behalf of learned counsel for the Applicant that learned counsel for the Applicant has not attended the Court today on account of being ill.</p><p>In view of the above, the case is ordered to be listed on 14.10.2016 for orders.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

MH

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

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

**O.A. No. 105 of 2016**

## Lt Col Rajeev Bhola

By Legal Practitioner for the Applicant

## Versus

Applicant

## Union of India & Others

By Legal Practitioner for Respondents

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Harshvardhan, Learned Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell</p> <p>Learned counsel for the respondents has provided copy of the counter affidavit to the learned counsel for the Applicant with the undertaking that he would file the original counter affidavit in the office of the Tribunal during the course of the day.</p> <p>In view of the above, learned counsel for the Applicant is granted two weeks' time to file rejoinder affidavit.</p> <p>List this case for hearing on 18.10.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="425 2075 875 2161" style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div data-bbox="982 2075 1338 2161" style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

T.A. No. 595 of 2010 with M.A. No. 2054 of 2015

Vijay Keshav Singh

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>16.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div> <div><p>Present: Shri P.N. Chaturvedi, Learned 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 learned counsel for the respondents, two weeks’ further time is granted to file objection to the Application for Condonation of Delay. Replication if any may be filed within two weeks next thereafter.</p><p>List this case on 19.10.2016 for orders.</p></div> <div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div> <div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>

MH

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

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

**T.A. No. 107 of 2011 M.A. No. 1745 of 2016**

## Petitioner

By Legal Practitioner for the Petitioner

## Versus

## Respondents

## By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the Petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>A mention has been made to adjourn the case today on the ground that Shri Yash Pal Singh, who has been engaged by the Petitioner with the consent of the earlier counsel, is unable to attend to the court today on account of being ill.</p> <p>The case is adjourned today and is directed to be listed on 29.09.2016 for orders.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="423 1819 876 1908"> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> </div> <div data-bbox="979 1819 1331 1908"> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p> </div> </div>

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

T.A. No. 58 of 2016

<b>Vijay Shankar Dwivedi</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>16.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Lt Gen Gyan Bhushan, Member (A)</div></div><div><div>Present: None for the petitioner and Sgt Pradeep Kumar, OIC Legal Cell.</div><div>A mention has been made that Shri K.M.Mishra, learned counsel for the Applicant has not attended the court on account of being ill.</div><div>In view of the above, the case is adjourned today and is directed to be listed on 21.09.2016 for orders.</div></div><div><div>(Lt Gen Gyan Bhushan)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH

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

O.A. No. 264 of 2014

<b>Col Mahesh Kumar Singh</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div>16.09.2016</div> <div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div> <div>Hon’ble Lt Gen Gyan Bhushan, Member (A)</div> <div>Present: Shri Chandan Sharma, Learned Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</div> <div>As prayed by OIC Legal Cell, the case is ordered to be listed on 04.10.2016 for further hearing.</div> <div><div>(Lt Gen Gyan Bhushan)</div><div>Member (A)</div><div>MH</div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>



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

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

**T.A. No. 633 of 2010**

# Upendra Singh Chauhan

By Legal Practitioner for the Petitioner

# Versus

# Petitioner

## Chief of Army Staff & Others

## By Legal Practitioner for Respondents

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>16.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the petitioner and Shri Md. Zafar Khan, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Learned counsel for the respondents assisted by OIC Legal Cell have jointly prayed for adjournment on the ground that the original documents which the Court required for perusal, have not yet been received at his end. Learned counsel for the Applicant vehemently opposed the prayer for adjournment.</p> <p>In view of the above, the case is ordered to be listed for further hearing on 19.09.2016.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="422 1911 878 1997" style="text-align: center;"> <b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b> </div> <div data-bbox="985 1911 1339 1997" style="text-align: center;"> <b>(Justice D.P. Singh)</b>  <b>Member (J)</b> </div> </div>

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

**EX-A. No. 157 of 2016 with M.A. No. 1965 of 2016**  
**Inre T.A. No. 59 of 2012**

<b>Manoj Kumar</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: None for the petitioner and Dr. Chet Narain Singh, Learned Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p><b><u>Ex.A.No 157 of 2016</u></b></p> <p>In this matter for execution, Dr.Chet Narain Singh, learned counsel for the respondents has stated across the bar that Govt. sanction has been accorded as a consequence of which the Applicant has resumed duties in observance of the order of the Tribunal.</p> <p>In view of the above statement made across the bar, in our considered view, the Applicant is rendered infructuous and is accordingly dismissed as having become infructuous.</p>

	<b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b> MH/-	<b>(Justice D.P. Singh)</b> <b>Member (J)</b>
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**Form No. 4**  
**{See rule 11(1)}**  
**ORDER SHEET**  
**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**Court No. 2**

**M.A. No. 2054 of 2016 with M.A. No. 2055 of 2016**  
**Inre M.A. No. 136 of 2016**

<b>Ram Nath Singh Rathor</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Md Murtaza Hasan, Learned Counsel for the applicant and Shri Namit Sharma, Learned Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p><u>M.A No 2054 of 2016</u></p> <p>Learned counsel appearing for the Applicant has stated across the bar that the delay has mainly occurred on account of absence of his predecessor who was practising at Allahabad and now he has been engaged by the Applicant.</p> <p>The cause shown for delay appears to be cogent and convincing and makes out a case for condonation of delay.</p> <p>Accordingly delay is condoned, however, subject to deposit of Rs 500/- as cost within a week. The cost so deposited will be remitted to the account of the Bar Association, Armed Forces Tribunal, Regional Bench Lucknow for upgradation of its library.</p>

	<p><u>M.A.No 2055 of 2016</u></p> <p>As a consequence of the above, the order dismissing the OA for default is recalled subject to deposit of cost within a week.</p> <p><u>M.A No 136 of 2016</u></p> <p>In view of the above, the M.A aforesaid shall stand restored to its original number.</p> <p>Let counter affidavit be filed within four weeks. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p>The case shall be listed on 26<sup>th</sup> Oct 2016 for admission.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p> <p>MH/-</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. 135 of 2016 with T.A. No. 127 of 2009 (Decided)

<b>Ravinder Kumar</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri Shailendra Kumar Singh, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Learned Counsel for the Respondent assisted by Sgt Pradeep Kumar.</p><p>A week’s further time is allowed on the request made by Sgt. Pradeep Kumar OIC Legal Cell to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p><p>List this on <b>26.10.2016</b> for admission.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

MH/-

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

EX-A. No. 151 of 2016 Inre O.A. No. 130 of 2014

Adesh Kumar By Legal Practitioner for the Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri V.K. Pandey, Learned Counsel for the applicant and Mrs. Appoli Shrivastava, Learned Counsel for the respondent, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>It would transpire that repeated time has been granted in order to afford opportunity to comply with the order of the Tribunal but of no avail.</p><p>As prayed by OIC Legal Cell, four weeks further and no more time is granted to comply with the order of the Tribunal as well as to submit status report. In case by the next date, order of the Tribunal is not complied with, the Tribunal would be constrained to impose exemplary cost attended with the provision for interest thereon.</p><p>Let the authorities concerned be informed that no further dilly-dallying will be tolerated in the matter.</p><p>List this case on <b>24.10.2016</b> for orders.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH/-

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

**EX-A. No. 173 of 2016 Inre T.A. No. 1469 of 2010**

<b>Ram Harsh</b> By Legal Practitioner for the Petitioner	Versus	Petitioner
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Col (Retd) Rakesh Johri, Learned Counsel for the petitioner and Shri Bhanu Pratap Singh, Learned Counsel for the Respondent, assisted by Maj Soma John, OIC Legal Cell.</p><p>It would transpire that repeated time has been granted in order to afford opportunity to comply with the order of the Tribunal but of no avail.</p><p>As prayed by OIC Legal Cell, four weeks further and no more time is granted to comply with the order of the Tribunal as well as to submit status report. In case by the next date, order of the Tribunal is not complied with, the Tribunal would be constrained to impose exemplary cost attended with the provision for interest thereon.</p><p>Let the authorities concerned be informed that no further dilly-dallying will be brooked in the matter.</p><p>List this case on <b>24.10.2016</b> for orders.</p></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH/-

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

<b>Suraj Singh Negi</b> By Legal Practitioner for the Applicant		Applicant
	Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri K.K.S. Bisht, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p> <p>Reply to Objection has already been filed and brought on record.</p> <p>List this case for orders on <b>26.10.2016.</b></p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div>MH/-</div>



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

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

<b>Shyam Lal</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri V.P. Pandey, Learned Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondent, assisted by Maj Soma John, OIC Legal Cell.</p><p>Learned counsel for the respondent has filed objection a copy of which has admittedly been supplied to learned counsel for the Applicant. Two weeks’ time is granted to file reply to the objection if any.</p><p>List this case for orders on <b>19.10.2016</b>.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

MH/-

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

**M.A. No. 1015 of 2016 Inre M.A. No. 1842 of 2014**

<b>Rajesh Kumar Awasthi</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the applicant and Shri Namit Sharma, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p style="text-align: center;"><u>MA No 1015 of 2016</u></p> <p>Present Application for recall of order dated 22.05.2015 has been preferred after an efflux of almost six months. The cause for the delay substantially is that the Applicant could not be contacted despite repeated efforts made by the learned counsel for the Applicant.</p> <p>In our view, the ends of justice would be best served if the delay in filing the present Application is condoned and the order impugned is recalled.</p> <p>In view of the above, the delay in filing the Application is condoned and order impugned is recalled subject of course to deposit of cost which we quantify at Rs 500/-. The cost shall be deposited within a week with the Registry of the Tribunal. On deposit, the cost shall be remitted to the account of Bar Association Armed Forces Tribunal Lucknow for being utilized for upgradation of its Library.</p> <p>The Application aforesaid shall stand disposed of in terms of the above order.</p>

	<p><u>M.A. No 1842 of 2014.</u></p> <p>In view of the above, the MA aforesaid shall stand restored to its original number.</p> <p>The challenge in the instant case is to denial of disability pension.</p> <p>Let the case be listed before the appropriate Bench dealing with disability pension on 27.10.2016 for orders.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b> <b>Member (J)</b></p>
	MH/-

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

O.A. No. 145 of 2016

Deepak Khetwan  
By Legal Practitioner for the Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Yogendra Mishra, Learned Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents assisted by Sgt Pradeep Kumar, OIC Legal Cell.</p> <p>It would transpire that despite time having been granted, no counter affidavit has yet been filed.</p> <p>On the request of learned counsel for the respondents, four weeks’ and no more time is granted to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks next thereafter.</p> <p>List this case for orders on <b>03.11.2016.</b></p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <div>MH/-</div>

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

T.A. No. 753 of 2010

<b>K.P. Mishra</b> By Legal Practitioner for the Petitioner	Petitioner
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri S.K. Pandey, Learned Counsel for the petitioner and Shri D.K. Pandey, Learned Counsel for the respondents assisted by Sgt Pradeep Kumar OIC Legal Cell.</p> <p>A mention has been made that Shri D.K.Pandey is not attending the Court on account of serious illness of his mother.</p> <p>In view of the above, the case is adjourned and is directed to be listed on <b>21.09.2016</b> for further hearing.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <div>MH/-</div>

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

**O.A. No. 108 of 2011**

# Pravesh 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><b><u>15.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri K.K. Mishra, Learned Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by the learned counsel for the Applicant the case is adjourned today and is directed to be listed on <b>19.10.2016</b> for further hearing.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(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**

**O.A. No. 1 of 2014**

<b>Chandra Prakash Tiwari</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Col (Retd) Y.R. Sharma, Learned Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</div><div>As prayed by learned counsel for the Applicant, the case is ordered to be listed on <b>03.11.2016</b> for hearing.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH/-

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

O.A. No. 174 of 2015

<b>Jageshwar Singh</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Shri V.P. Pandey, Learned Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p><p>. Learned counsel for the Applicant prays for time to file rejoinder affidavit. Since this is the 4<sup>th</sup> time that the Applicant seeks time to file rejoinder affidavit, three weeks’ further and no more time is granted to file rejoinder affidavit on the undertaking that in case rejoinder affidavit is not filed by the next date, he would not seek any further time and would argue the case on merit.</p><p>List this case on <b>27.10.2016</b> for hearing.</p></div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div>

MH/-





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

O.A. No. 255 of 2015

<b>Kishan Kumar</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon’ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon’ble Air Marshal Anil Chopra, Member (A)</div></div><div><p>Present: Col (Retd) Ashok Kumar, Learned Counsel for the applicant and Shri Kaushik Chattarji, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell</p><p>Affidavit filed today in court by learned counsel for the respondents is taken on record.</p><p>As prayed, two weeks’ time is granted to file replication to it.</p><p>List this case for hearing on <b>27.10.2016</b>.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

MH/-

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

**O.A. No. 200 of 2016**

<b>Ram Murty Tiwari</b> By Legal Practitioner for the Applicant	Applicant
Versus	
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>15.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal anil Chopra, Member (A)</u></b></p> <p>Present: Shri Rajendra Yadav, Learned Counsel for the applicant and Shri Sidharth Dhaon, Ld. Counsel for the respondents, assisted by Col Kamal Singh, OIC Legal Cell.</p> <p>List this case on <b>27.10.2016</b> for hearing.</p> <p>In the meanwhile, it shall be open to the learned counsel for the respondents to file counter affidavit to the amended OA.</p> <p style="text-align: center;">.</p> <div><div><b>(Air Marshall Anil Chopra))</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <p>MH/-</p>

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

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

**T.A. No. 156 of 2010**

# Babu Lal Yadav

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><b><u>15.09.2016</u></b>  <b><u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u></b>  <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Shri Asheesh Agnihotri, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</p> <p>We have heard learned counsel for the Applicant as well as learned counsel for the Respondents.</p> <p>List this case on <b>19.09.2016</b> for further hearing.</p> <p><b>(Air Marshal Anil Chopra)</b>  <b>Member (A)</b></p> <p><b>(Justice D.P. Singh)</b>  <b>Member (J)</b></p>

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

T.A. No. 42 of 2013 with M.A. No. 1163 of 2015

Vijay Kumar Verma

By Legal Practitioner for the Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Petitioner

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>15.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh, Member (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri P.N. Chaturvedi, Learned Counsel for the petitioner and Mrs. Appoli Shrivastava, Ld. Counsel for the respondents, assisted by Maj Soma John, OIC Legal Cell.</div><div>Supplementary counter affidavit filed today in court is taken on record.</div><div>Supplementary rejoinder affidavit, if any, may be filed within three weeks.</div><div>List this case for hearing on 26.10.2016.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

MH/-

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

M.A. No. 2016 of 2016 with O.A. Nil of 2016

Kedar Singh  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b>08.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p><b>Present: Shri D.S. Bohra &amp; Shri R.S. Bisht, Ld. Counsel for the Applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>Ld. Counsel for the respondents is granted four weeks' time to file objection on application for condonation of delay. Ld. Counsel for the applicant shall have two weeks' thereafter to file replication</b></p> <p><b>List the case on 20.10.2016 for orders.</b></p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div>

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

<b>Sohan Singh Bisht</b> By Legal Practitioner for Petitioner	<b>T.A. No. 9 of 2011</b>	<b>Petitioner</b>
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondents	<b>Versus</b>	<b>Respondents</b>

Notes of the Registry	Orders of the Tribunal		
	<p><b>08.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p><b>Present: Shri Ashish Joshi, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>Ld. Counsel for the applicant has not carried out substitution though sufficient has been granted. He prays for and is granted a week's time to carry out substitution.</b></p> <p><b>List the case on 20.10.016 for orders.</b></p> <table><tr><td><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></td><td><b>(Justice D.P. Singh)</b> <b>Member (J)</b></td></tr></table>	<b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b>	<b>(Justice D.P. Singh)</b> <b>Member (J)</b>
<b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b>	<b>(Justice D.P. Singh)</b> <b>Member (J)</b>		

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

M.A. No. 921 of 2016

Sanjeev Raturi By Legal Practitioner for Applicant		Applicant
	Versus	
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p><b>Present: Shri I.D. Paliwal, Ld. Counsel for the Applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>Counter affidavit filed by respondents is taken on record. Applicant may file rejoinder affidavit within four weeks.</b></p> <p><b>List the case on 20.10.2016 for hearing.</b></p> <p><b>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</b></p> <p><b>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</b></p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

anb





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

M.A. No. 1245 of 2015

Smt Tulshi Devi  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>08.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div><div>Present: Shri C.S. Rawat, Ld. Counsel for the Applicant and Ms Mamta Bisht, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div><div>Objection filed on application for condonation of delay is taken on record.</div><div>Applicant may file reply within three weeks.</div><div>List the case on 19.102016 for orders.</div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div> <div>anb</div>

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

M.A. No. 476 of 2016

Liladhar Bhatt  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>08.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div><div>Present: None for the Applicant. Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div><div>Case called out in the revised list. None responds on behalf of the applicant to press this application after second round of pass over.</div><div>Dr. Gyan Singh, Ld. Counsel for the respondents is present.</div><div>The case is dismissed due to non prosecution.</div><div>No order as to costs.</div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div>

anb

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

M.A. No. 477 of 2016

Pushkar Singh  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div>08.09.2016</div> <div>Hon'ble Mr. Justice D.P. Singh (J)</div> <div>Hon'ble Air Marshal Anil Chopra, Member (A)</div> <div>Present: None for the Applicant. Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div> <div>Case called out in the revised list. None responds on behalf of the applicant to press this application after second round of pass over.</div> <div>Dr. Gyan Singh, Ld. Counsel for the respondents is present.</div> <div>The case is dismissed due to non prosecution.</div> <div>No order as to costs.</div> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

anb

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

M.A. No. 967 of 2016

Raghubar Dutt Ray  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div>08.09.2016</div> <div>Hon'ble Mr. Justice D.P. Singh (J)</div> <div>Hon'ble Air Marshal Anil Chopra, Member (A)</div> <div>Present: Shri Kishore Rai, Ld. Counsel for the Applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div> <div>Ld. Counsel for the respondents prays for and is granted three weeks' time to file objection on application for condonation of delay. Thereafter three weeks' time is granted to Ld. Counsel for the applicant to file replication.</div> <div>List the case on 17.10.2016 for orders.</div> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

O.A. No. 185 of 2014

Lal Bahadur Gurung  
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>08.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p><b>Present: Shri I.P. Kohli &amp; Shri Kishore Rai, Ld. Counsel for the Applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>Previously on four occasions time was granted to Ld. Counsel for the respondents to file counter affidavit, but till date no counter affidavit has been filed. The matter is pending since 2014. First order was passed as far back as on 29.04.2015. We are constrained to notice that it is sorry state of affairs.</b></p> <p><b>Ld. Counsel for the respondents as well as OIC Legal Cell submitted that inspite of communication none has turned up to file counter affidavit.</b></p> <p><b>In any case, in the interest of justice we grant four weeks' further time and no more to file counter affidavit subject to payment of cost of Rs 10,000/-. Applicant shall have two weeks' time thereafter to file rejoinder affidavit.</b></p> <p><b>List the case on 17.10.2016 for orders.</b></p> <p><b>Cost shall be deposited by the respondents within a period of one month from today which shall be released in favour of applicant Lal Bahadur Gurung through cheque.</b></p> <p><b>In case no counter affidavit is filed, the Tribunal may proceed ex parte against the respondents on the basis of pleadings on record.</b></p>

	<div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div> <div>anb</div> <div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div>
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Form No. 4  
[See rule 11(1)]  
ORDER SHEET  
*ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW*  
*(CIRCUIT BENCH, NAINITAL)*

O.A. No. 126 of 2016

Mahesha Nand  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p><b>Present: Mrs Anjali Bhargav &amp; Shri Kishore Rai, Ld. Counsel for the Applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>Ld. Counsel for the respondents prays for and is granted further four weeks' time to file counter affidavit.</b></p> <p><b>Rejoinder affidavit may be filed within next two weeks.</b></p> <p><b>List the case on 17.10.2016 for orders.</b></p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

O.A. No. 378 of 2011

Mohan Singh Bisht  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>08.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p><b>Present: Shri B.S. Bartwal, Shri M.S. Chauhan and Shri S.C. Dhasmana, Ld. Counsel for the Applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>A prayed by Ld. Counsel for the applicant, list on 09.09.2016 for further hearing.</b></p> <p><b>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</b></p> <p><b>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</b></p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <p>anb</p>

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

O.A. (A)/81 of 2012

Manoj Singh  
By Legal Practitioner for Applicant  
Versus

Applicant

Union of India & Others  
Respondents  
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>08.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p><b>Present: Shri Lalit Kumar, Ld. Counsel for the Applicant and Dr. Gyan Singh, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>List of events filed by Ld. Counsel for the applicant is taken on record.</b></p> <p><b>The present matter is pending since 2012. Repeated orders have been passed to produce medical examination report dated 01.06.2009 i.e. the date when the applicant received bullet injury. Respondents have failed to produce medical examination report of 01.06.2009 even while filing the supplementary affidavit.</b></p> <p><b>Let the concerned doctor of 92 Base Hospital who examined the applicant along with medical report dated 01.06.2009 be present before this Circuit Bench Nainital on 18.10.2016.</b></p> <p><b>In case the medical report is not produced, we may initiate appropriate action against</b></p>

	<p><b>authorities who in fault in not compliance the order of this Tribunal apart from imposing exemplary cost.</b></p> <p><b>List the case on 18.10.2016 for hearing.</b></p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <div><div>(Air Marshal Anil Chopra) Singh) Member (A)</div><div>(Justice D.P. Member (J)</div></div>
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Form No. 4  
[See rule 11(1)]  
ORDER SHEET  
*ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW  
(CIRCUIT BENCH, NAINITAL)*

T.A. No. 35 of 2012

Prem Ballabh & Others By Legal Practitioner for Petitioners	Versus	Petitioners
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri D.C. Lohumi, Ld. Counsel for the petitioners and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list the case on 20.10.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

M.A. No. 1431 of 2014 with M.A. No. 1432 of 2014  
Inre Dy. No. 162 of 2013

Balam Ram By Legal Practitioner for Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the	Orders of the Tribunal
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Registry	
	<p><b><u>06.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p><b>Present: Shri H.S. Sharma, Ld. Counsel for the Applicant and Shri Amit Sharma, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</b></p> <p><b>Six weeks' and no more further time is granted to Ld. Counsel for the respondents to file objection on application for condonation of delay as well as substitution of application.</b></p> <p><b>Applicant shall have two weeks' thereafter to file replication, if any.</b></p> <p><b>List the case on 18.10.2016 for orders.</b></p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D.P. Singh)</b> <b>Member (J)</b></div></div> <p>anb</p>

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

M.A. No. 276 of 2015

Smt. Jayanti Devi  
By Legal Practitioner for Applicant

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div><div><p>Present: Shri Rajendra Tamta, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p><p>List on 18.10.2016 along with service report with regard to sufficiency of service. Office shall specifically indicate whether service of notice shall be deemed to be sufficient.</p><p>Counter affidavit filed by Ld. Counsel for the respondents is already on record.</p><p>Rejoinder affidavit may be filed by Ld. Counsel for the applicant by the next date of listing.</p><p>List on 18.10.2016 for orders.</p><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div></div>

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

O.A. No. 64 of 2013 with M.A. No. 1138 of 2016

Chandra Ballabh Bhatt  
By Legal Practitioner for Applicant

Versus

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

Applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>06.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (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 Shri Bhanu Pratap Singh, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents is granted four weeks' time to file objection on application for substitution.</p> <p>Ld. Counsel for the applicant may file objection to it within next two weeks.</p> <p>List on 19.10.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

O.A. No. 140 of 2013

Jagdish Chandra Mishra  
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b>06.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Mrs Pushpila Bisht, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Rejoinder affidavit has already been filed.</p> <p>Pleadings are complete.</p> <p>List on 19.10.2016 for final hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

O.A. No. 179 of 2014 with O.A. No. 217 of 2014

Deepak Badakoti  
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others  
Respondents  
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div><div>Present: Shri Virendra Verma, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla and Shri Sanjay Bhatt, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div><div>Ld. Counsel for the applicant has still not filed amendment application.</div><div>List on 19.10.2016 to enable him to file amendment application.</div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <div>anb</div>

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

O.A. No. 243 of 2014 with M.A. No. 958 of 2016

Rajendra Singh  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
Respondents  
By Legal Practitioner for Respondents

Applicant

Notes of the Registry	Orders of the Tribunal
	<div><div>06.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div><div>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Amit Sharm, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div><div>Rejoinder affidavit is already on record.</div><div>M.A. No. 958 of 2016 stands disposed of.</div><div>List the case on 19.10.2016 for hearing.</div><div>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</div><div>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div>

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

O.A. No. 146 of 2015

Devendra Singh Bhandari By Legal Practitioner for Applicant		Applicant
	Versus	
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b>06.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld Counsel for the respondents.</p> <p>Counter affidavit on behalf of private respondent No 9 has been filed by Shri Rohit Tripathi. Vakalatnama accompanying the application is defective inasmuchas it does not bear signature of the Ld. Counsel.</p> <p>Ld. Counsel for the applicant may file rejoinder affidavit within four weeks.</p> <p>List on 19.10.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

O.A. No. 195 of 2010

Anil Kumar Arya By Legal Practitioner for Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b>06.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Shri Rajeev Pandey, Ld. Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Annexures indicated in the Counter affidavit filed on behalf of the respondents have not been annexed. Let all the annexures in terms of pleadings in the counter affidavit be filed by Ld. Counsel for the respondents along with supplementary affidavit within four weeks after serving copies of it on Ld. Counsel for the applicant.</p> <p>Ld. Counsel for the applicant may file rejoinder affidavit to the counter affidavit as well as supplementary counter affidavit containing annexures within next three weeks.</p> <p>List on 19.10.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

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

M.A. No. 1971 of 2016 Inre O.A. (Nil) 2016

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

Notes of the Registry	Orders of the Tribunal		
	<p><u>06.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 17.10.2016 for orders.</p> <table><tr><td>(Air Marshal Anil Chopra) Member (A)</td><td>(Justice D.P. Singh) Member (J)</td></tr></table> <p>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*  
*(CIRCUIT BENCH, NAINITAL)*

M.A. No. 1982 of 2016 Inre O.A. (Nil) 2016

Gopal Ram By Legal Practitioner for Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>06.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Amit Sharma, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks' time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 for orders.</p> <table><tr><td>(Air Marshal Anil Chopra) Member (A)</td><td>(Justice D.P. Singh) Member (J)</td></tr></table>	(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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Form No. 4  
[See rule 11(1)]  
ORDER SHEET  
*ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW  
(CIRCUIT BENCH, NAINITAL)*

M.A. No. 1983 of 2016 Inre O.A. (Nil) 2016

Dan Singh Matiyani  
By Legal Practitioner for Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>06.09.2016</u> <u>Hon'ble Mr. Justice D.P. Singh (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <p><small>anb</small></p>

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

M.A. No. 1984 of 2016 Inre O.A. (Nil) 2016

Hari Vinod Tulgharia  
By Legal Practitioner for Applicant

Applicant

Union of India & Others  
By Legal Practitioner for Respondents

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b>06.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div> <div>anb</div>

Mohan Chand Joshi  
By Legal Practitioner for Applicant

Versus

Respondents

Union of India & Others  
By Legal Practitioner for Respondents

Versus

Applicant

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

**M.A. No. 1985 of 2016 Inre O.A. (Nil) 2016**

Notes of the Registry	Orders of the Tribunal



	<p><b><u>06.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>anb</p>
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Form No. 4  
[See rule 11(1)]  
ORDER SHEET  
*ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW*  
*(CIRCUIT BENCH, NAINITAL)*

M.A. No. 1986 of 2016 Inre O.A. (Nil) 2016

Ramesh Chandra		Applicant
By Legal Practitioner for Applicant		
	Versus	
Union of India & Others		Respondents
By Legal Practitioner for Respondents		

Notes of the Registry	Orders of the Tribunal
	<p><b><u>06.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Amit Sharma, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks's time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 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  
(CIRCUIT BENCH, NAINITAL)*

M.A. No. 1987 of 2016 Inre O.A. (Nil) 2016

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

Notes of the Registry	Orders of the Tribunal
	<p><b><u>06.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks' time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 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*  
*(CIRCUIT BENCH, NAINITAL)*

M.A. No. 1988 of 2016 Inre O.A. (Nil) 2016

Laxmi Dutt  
By Legal Practitioner for Applicant

Applicant

Versus

Notes of the Registry	Orders of the Tribunal
	<p><b>06.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Amit Sharma, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks' time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

anb

Pushkar Singh  
By Legal Practitioner for Applicant

Union of India & Others  
By Legal Practitioner for Respondents

Versus

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.09.2016</div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div><div>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</div><div>Ld. Counsel for the respondents is granted four weeks' time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</div><div>List on 18.10.2016 for orders.</div><div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div></div> <div>anb</div>

Bishan Singh Thatola  
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>06.09.2016</u></b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Ramesh Chandra Shukla, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents is granted four weeks time to file objection on application for condonation of delay. Replication, if any, may be filed by Ld. Counsel for the applicant within next two weeks thereafter.</p> <p>List on 18.10.2016 for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D.P. Singh) Member (J)</div></div>

O.A. No. 245 of 2014

Bhag Bahadur Tamang

By Legal Practitioner for Applicant

Union of India & Others

By Legal Practitioner for Respondents

Versus

Applicant

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>06.09.2016</div><div><div>Hon'ble Mr. Justice D.P. Singh (J)</div><div>Hon'ble Air Marshal Anil Chopra, Member (A)</div></div><div><div>Present: Shri Lalit Kumar, Ld. Counsel for the applicant</div><div>and Shri B P Singh, Ld. Counsel for the respondents, assisted</div><div>by Capt R.D. Sneha, OIC Legal Cell.</div></div><div><div>Arguments to continue day after tomorrow.</div><div>List this case for further arguments on 08.09.2016.</div></div><div><div>(Air Marshal Anil Chopra)</div><div>Member (A)</div></div><div><div>(Justice D.P. Singh)</div><div>Member (J)</div></div></div> <div>MH/-</div>

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

T.A. No. 565 of 2010

Khima Nand By Legal Practitioner for Petitioner		Petitioner
	Versus	
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><b>06.09.2016</b> <b><u>Hon'ble Mr. Justice D.P. Singh (J)</u></b> <b><u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Memo of appearance filed in court today by Shri Amit Sharma, as counsel for the respondents is taken on record. Let his name be shown in the list when the case is next listed.</p> <p>Present: Shri H.S. Sharma, Ld. Counsel for the petitioner and Shri Amit Sharma, Ld Counsel for the respondents, assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Learned counsel for the respondents prays for adjournment of the case today in order to enable him to study the case on the points argued today by learned counsel for the Applicant.</p> <p>List this case on 07.09.2016 for further hearing.</p> <table><tr><td>(Air Marshal Anil Chopra) Member (A)</td><td>(Justice D.P. Singh) Member (J)</td></tr></table> <p>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**  
**CIRCUIT BENCH AT NAINITAL**

**M.A. No. 1245 of 2015**

<b>Smt Tulsi Devi</b>		Applicant
By Legal Practitioner for the Applicant		
	Versus	
<b>Union of India &amp; Others</b>		Respondent
By Legal Practitioner for Respondent		

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Mrs Mamta Bisht, Learned Counsel for the respondents assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Memo filed by Ld. Counsel Shri Ramesh Chandra Shukla on behalf of the respondents is taken on record.</p> <p>There appears to be dispute as to which counsel of the respondents shall appear for the Union of India.</p> <p>For Armed Forces Tribunal, Regional Bench Lucknow the Ministry of Law and Justice has appointed number of ordinary and senior counsels. Since the Circuit Bench of Armed Forces Tribunal, Nainital falls within the jurisdiction of Armed Forces Tribunal Lucknow, prima facie, only those counsel who have been allotted work to appear before the Armed Forces Tribunal, Lucknow or permitted by special order by the Ministry of Law and Justice shall be authorized to appear and argue cases on behalf of the respondents. So far as submission of OIC Legal Cell (Capt SD Sneha) that the OSD of the Army Commander, Central Command has instructed certain counsel to appear, is concerned he is not authorized to depute counsel unless such person are appointed by Govt of India, Ministry of Law and Justice.</p>

	<p>Accordingly it is for the counsel who are appearing for the Union of India to seek instructions from the Ministry of Law and Justice.</p> <p>Copy of the present order shall be provided to the OIC Legal Cell as well as counsel engaged by the JAG Branch who shall seek clarification.</p> <p>List for orders <b>07.09.2016</b> to enable Ld. Counsel for the respondents to file objection on application for condonation of delay.</p> <div><div><p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p></div><div><p><b>(Justice D. P. Singh)</b> <b>Member (J)</b></p></div></div> <div>anb</div>
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Form No. 4  
{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
CIRCUIT BENCH AT NAINITAL

M.A. No. 921 of 2016

<b>Sanjeev Raturi</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Ld. Counsel Shri Kishore Roy holding brief for Shri I.D. Paliwal, Ld. Counsel for the applicant and Mrs Mamta Bisht, Learned Counsel for the respondents assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents two days’ time is granted to file counter affidavit.</p> <p>List the case on <b>08.09.2016</b> for orders.</p> <div><div>(Air Marshal Anil Chopra) Member (A)</div><div>(Justice D. P. Singh) Member (J)</div></div> <div>anb</div>

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

**O.A. No. 137 of 2014**

<b>Sundar Singh</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

Notes of the Registry	Orders of the Tribunal
	<p><b><u>05.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Dr. Gyan Singh, Learned Counsel for the respondents assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>It has been submitted by Ld. Counsel for the applicant that in spite of order dated 25.04.2016 Base Hospital, Delhi has not examined the applicant and no assistance was provided to him.</p> <p>Once the Tribunal has passed the order to Commandant Base Hospital, Delhi and the respondents to comply the order, non compliance of the order amounts to contempt this Tribunal is punishable under Section 19 of the Armed Forces Tribunal Act, 2007.</p> <p>Let the applicant be examined by the respondents in terms of order dated 25.04.2016 in case of the Tribunal passed today as well as order dated 25.04.2016 is produced before them. In case applicant is not examined, the Commandant of the Base Hospital, Delhi shall appear in person and file affidavit as to why appropriate proceedings under the Armed Forces Tribunal Act, may not be initiated against him.</p> <p>In case of non compliance of the Order the applicant</p>

	<p>shall file affidavit intimating name of the Commandant of the Base Hospital, Delhi.</p> <p>OIC Legal Cell shall intimate this order to the appropriate authority.</p> <p>List the case on <b>17.10.2016</b> for orders</p> <p>Copy of the order be supplied to Ld. Counsel for the parties free of cost by tomorrow.</p> <p><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></p> <p><b>(Justice D. P. Singh)</b> <b>Member (J)</b></p> <p>anb</p>
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Form No. 4  
{See rule 11(1)}  
ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
CIRCUIT BENCH AT NAINITAL

O.A. No. 149 of 2015 with M.A. No. 959 of 2016

<b>Smt Nandi Bisht</b> By Legal Practitioner for the Applicant	Versus	Applicant
<b>Union of India &amp; Others</b> By Legal Practitioner for Respondent		Respondent

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>05.09.2016</u></b> <b><u>Hon’ble Mr. Justice D.P. Singh, Member (J)</u></b> <b><u>Hon’ble Air Marshal Anil Chopra, Member (A)</u></b></p> <p>Present: Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Learned Counsel for the respondents assisted by Capt R.D. Sneha, OIC Legal Cell.</p> <p>Memo filed by Shri Bhanu Pratap Singh, Ld. Counsel for the respondents is taken on record.</p> <p>Shri Bhanu Pratap Singh is not well prepared with the case. He is warned to come prepared with the case on the next date of listing</p> <p>List the case on <b>06.09.2016</b> for orders.</p> <div><div><b>(Air Marshal Anil Chopra)</b> <b>Member (A)</b></div><div><b>(Justice D. P. Singh)</b> <b>Member (J)</b></div></div> <div>anb</div>