

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 232 of 2010

Jagdish Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri S.K. Singh, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>It is submitted by learned counsel for the applicant that stay order granted by Allahabad High Court is still in force.</p> <p>List this case on 15.03.2018 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 502 of 2017 with M.A. No 51 of 2018

Harishanker Dwivedi

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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri S.K. Singh, learned counsel for the applicant and Dr. Shesh Narain Pandey, learned counsel for the respondents.</p> <p><u>M.A. No. 51 of 2018</u></p> <p>Counter affidavit filed by learned counsel for the respondents is taken on record. M.A. aforesaid is disposed of accordingly.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' time to file rejoinder affidavit.</p> <p>List this case on 07.02.2018 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 1 of 2014

Sarbeswar Pattanaik
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><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R.P. Verma, learned counsel for the petitioner and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties.</p> <p>As prayed by learned counsel for the parties, list this case on 15.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 1 of 2011 with Dy. No. 1052 of 2016

Praveen Kumar Pal
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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 129 of 2013

Rajendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents pays for and is granted two weeks' time to verify the facts from original record.</p> <p>As prayed by learned counsel for the respondents, list this case on 06.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 31 of 2014 with M.A. No. 2646 of 2016

Jeetendra Bahadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the applicant, list this case on 26.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 169 of 2017 with M.A. No. 1744 of 2017

Lt Col Bhupendra Dhapade
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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Harshvardhan, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two week's time to show law on the point of maintainability of the case.</p> <p>List this case on 12.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 398 of 2017 and M.A. No. of 2018

Smt Minakshi Bisht
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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Dr Chet Narain Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 46 of 2018</u></p> <p>Counter affidavit filed on behalf of respondent nos. 1 to 4 is taken on record. M.A. No. 46 of 2018 stands disposed of.</p> <p>Notice issued to the respondent no. 5 has not yet been received back. Let fresh notice be sent to respondent no. 5.</p> <p>In the mean while, learned counsel for the applicant may file rejoinder affidavit.</p> <p>List this case on 26.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

**T.A. No. 59 of 2011 with M.A. No. 2272 of 2017
alongwith O.A. (A) No 81 of 2012**

Hayat Singh Bankoti

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><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Dr. Ashish Asthana, Advocate holding brief of Shri Lalit Kumar, learned counsel for the petitioner and Shri RC Shukla, learned counsel for the respondents.</p> <p>Dr. Ashish Asthana, advocate submits that learned counsel for the applicant has not come to the Court due to inordinate delay of the Train . He prays for adjournment of the case and requests that the case may be listed at Nainital.</p> <p>Accordingly, this case is passed over for the day. Registry is directed to list this case in the next sitting of the Bench at Circuit Bench Nainital.</p> <p>List this case on 22.02.2018 for orders at Circuit Bench, Nanital.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 80 of 2016

Anoop Kumar

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><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Ram Dheeraj Yadav, learned counsel for the petitioner and Shri DK Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the petitioner prays for and is granted two weeks' further time to file rejoinder affidavit.</p> <p>List this case on 01.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 75 of 2015

Ravi Singh Thakur

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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted three weeks' time to produce certain documents. As such, in the interest of justice, hearing is adjourned.</p> <p>List this case on 07.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. 79 of 2016

Suresh Singh(Deceased) through Smt Kanti Devi & Ors
By Legal Practitioner for Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>T.A. No. 79 of 2016, Suresh Singh (Deceased) through Smt Kanti Devi & Others Vs Union of India & Others is allowed.</p> <p>For orders, see our judgment passed on separate sheets</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 1426 of 2017 with M.A. No. 39 of 2018

Inre: O.A. Nil of 2017

Smt Prabhawati

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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p><u>M.A. No. 39 of 2018</u></p> <p>This is an application for objection on delay condonation filed by learned counsel for the respondents, it is taken on record.</p> <p>Learned counsel for the applicant submitted that replication to objection filed by learned counsel for the respondents will be filing during course of the day.</p> <p>List his case on 23.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 1613 of 2017

Inre: O.A. Nil of 2017

Rajeshwari Devi

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>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two week's time to file objection on delay condonation application. Replication, if any, may be filed by learned counsel for the applicant on the date fixed.</p> <p>List this case on 01.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 264 of 2017

Devendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri SS Rajawat, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two week's further time to file rejoinder affidavit.</p> <p>List his case on 02.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

**M.A. No. 25 of 2018 with M.A. No. 26 of 2018
(Inre: T.A. No. 531 of 2010)**

The Secretary, Government of India & Others
By Legal Practitioner for Applicants

Applicants

Versus

Sultan Ram
By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rajiv Pandey, learned counsel for the applicants.</p> <p><u>M.A. No. 25 of 2018</u></p> <p>This is an application for condonation of delay in moving the application under section 31(2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal against the judgment and order dated 24.11.2017 passed by this Court in T.A. No. 531 of 2010.</p> <p>As per stamp reporter's report, there is delay of 10 days in filing the application for leave to appeal. Section 31 (2) of the Armed Forces Tribunal Act 2007 provides that the application for leave to appeal <u>shall</u> be made for approaching Hon'ble Supreme Court within a period of 30 days beginning with the date of decision of the Tribunal. Apart from it, we have also gone through the grounds and reasons indicated in the affidavit filed in support of the application. In our considered opinion, the grounds urged in support of the prayer for grant of leave to appeal do not appear to be germane in view of the law laid down by the Hon'ble Supreme Court in Office of the Chief Post Master General and others vs Living Media India Ltd and another reported in 2012 STPL (LE) 46200 SC in which the Hon'ble Supreme Court has observed as under:</p> <p><i>“Condonation of delay is an exception and should not be used as an anticipated benefit for government departments” and since “the claim on account of impersonal machinery and inherited bureaucratic methodology of making several notes cannot be accepted in view of the modern</i></p>

technologies being used and available. The law of limitation undoubtedly binds everybody including the Government.”

The Hon’ble Supreme Court further observed as under :

“Since the person(s) concerned were well aware or conversant with the issues involved including the prescribed period of limitationThey cannot claim that they have a separate period of limitation when the Department was possessed with competent persons familiar with court proceedings”.

In view of the decision of the Hon’ble Supreme Court in the aforesaid case, the application for condonation of delay cannot be entertained and it is hereby rejected.

M.A. No 26 of 2018

This is an application under section 31 (2) of the Armed Forces Tribunal Act 2007 for grant of leave to appeal, having been moved by the applicant beyond the period of 30 days. Since the application for condonation of delay in moving this application has been rejected, in consequence thereof, this application is also liable to be rejected.

(Lt. Gen. Gyan Bhushan)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

PKG

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 760 of 2010

Radhey Ram

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><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>T.A. No. 760 of 2010, Radhey Ram vs. Union of India and others is dismissed.</p> <p>For order see our judgment passed on separate sheets.</p> <p>(Lt Gen Gyan Bhushan) Member(A) DDS</p> <p>(Justice S.V.S. Rathore) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

Dy No. 2569 of 2017 Inre O.A. No. Nil of 2017

Ajay Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R.K. Saxena, learned counsel for the applicant and Maj Rajshri Nigam, Departmental Representative for the respondents.</p> <p>On call of the case, learned counsel for the applicant appeared and prayed that the Original Application be dismissed as withdrawn with liberty to file a fresh. He submitted that due to mistake relief clause has not been properly drafted.</p> <p>Accordingly, this application is dismissed as withdrawn with liberty to file afresh.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 2132 of 2017 Inre O.A. No. Nil of 2017

Parmeshwari Dayal Applicant
By Legal Practitioner for Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri S.K. Singh, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted a week's further time to file objection on application for condonation of delay.</p> <p>List this case on 22.01.2018 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 219 of 2011 with M.A. No. 760 of 2017

Gupteshwer 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><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Wg Cdr Sardul Singh, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

**O.A. No. 248 of 2015 with M.A. No. 1983 of 2017
alongwith T.A. No. 121 of 2011 (Decided)**

Smt. Malti Devi

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><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri V.K. Pandey, Col R.N. Singh (Retd) and Shri Bhanu Pratap Singh Chauhan, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the parties, list this case on 18.01.2018 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>ukt</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 147 of 2017 with M.A. No. 2053 of 2017

Smt. Gomati Devi Mother of Late Sanjay Kumar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted a week's time to take steps to amend the prayer clause.</p> <p>List this case on 19.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 255 of 2017
(Inre: O.A. No. Nil of 2017)

Sanjay Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Mrs Appoli Srivastava, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file reply to the objection on the application for condonation of delay.</p> <p>List this case on 29.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 988 of 2017
(Inre: O.A. No. Nil of 2017)

Rajinder Singh

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri PN Chaturvedi, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p>Objection to the application for condonation of delay filed today on behalf of the respondents is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' time to file reply to the objection.</p> <p>List this case on 23.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 182 of 2016 with M.A. No. 827 of 2016

Lt Col Manish Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Col YR Sharma (Retd), learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for time to file counter affidavit on behalf of the respondent nos. 5 to 7.</p> <p>In the interest of justice, as a last opportunity, two weeks' time is granted to the learned counsel for the respondents to file counter affidavit on behalf of respondent nos. 5 to 7.</p> <p>List this case on 01.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 15 of 2017

Bhupendra Singh Bhadauria

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Maj RDSingh (Retd), learned counsel for the petitioner and Mrs Appoli Srivastava, learned counsel for the respondents.</p> <p><u>Application for Bail</u></p> <p>This is an application for bail on behalf of the applicant Bhupendra Singh Bhadauria (No.3007992M) in T.A.No.15 of 2017.</p> <p>The applicant was tried for the offence of murder by the GCM and was convicted and sentenced with imprisonment for life.</p> <p>Before proceeding further, we would like to reproduce Section 15(3) of the Armed Forces Tribunal Act, 2007 as under :</p> <p><i>“(3) The Tribunal shall have power to grant bail to any person accused of an offence and in military custody, with or without any conditions which it considers necessary: Provided that no accused person shall be so released if there appears reasonable ground for believing that he has been guilty of an offence punishable with death or imprisonment for life.”</i></p> <p>A perusal of the aforesaid provision makes it clear that in case there appears reasonable ground for believing that the applicant has committed offence, then bail cannot be granted.</p> <p>In this case, the FIR was lodged at PS Sadar District Agra on 27.09.2012 at 0030 hrs. The incident of this case is alleged to have taken place on 26th September 2012 at 2115 hrs. It is alleged in the FIR that during night firing, on the date of incident, the deceased NK Dharambir Gautam was busy in conducting firing and was standing at the firing point. The applicant picked up INSAS Rifle and fired several shots, due to which NK Dharambir Gautam fell on the spot and he was evacuated to Army Hospital in Ambulance, where he was declared dead. The applicant Bhupendra Singh Bhadauria was apprehended on the spot by the Jawans and officer present there. He was inquired about the reason for his such act, then he referred to his</p>

old enmity, regarding which the departmental enquiry was pending. He also confessed on the spot that because of the said enmity, he has killed him. It was also mentioned in the FIR that the accused Bhupendra Singh Bhadauria shall be submitted to the police authorities after completing departmental formalities and weapon of offence i.e. INSAS rifle shall also be made available to the police authorities. Subsequently the case was taken up by the Army authorities and the applicant was tried by the GCM and was finally convicted.

Learned counsel for the applicant has made very lengthy argument. He has argued that in this case several important witnesses have been withheld. As per the guidelines, the night firing on Wednesday could not have taken place. As per the guidelines, one police personnel must remain present at the time of night firing practice. It has also been argued that the FIR has been lodged after inordinate delay with consultation. The weapon of offence was not produced before the police authorities at the time of incident. The statutory appeal preferred by the applicant on 19.05.2014 under Section 164(2) of the Act was decided on 16.07.2015. None of the witnesses were named in the FIR. He has also argued that in the evidence, it has come that while the applicant was brought to the quarter guard, he was talking on mobile phone while his search on the spot had taken place, therefore, he has argued that there was no question of availability of mobile phone in the quarter guard. He has submitted that the said mobile and the call details of the said mobile have not been proved during trial. He has also drawn our attention towards the Vehicle In/Out Register in movement of water vehicle, he has stated that there is cutting in entry and the entry appears to be fabricated. He has also drawn our attention towards the Register whereby the INSAS rifles were issued to the personnel for the purpose of night firing. He has also highlighted that the applicant is the only bread earner of his family.

Learned counsel for the respondents has submitted that as per the provision of Section 15(3) of the Armed Forces Tribunal Act, 2007, the scope for grant of bail is very limited and the ground raised by the applicant in support of the bail application are beyond the scope for consideration for bail, in view of provision of Section 15(3) of the Armed Forces Tribunal Act, 2007. It has also been argued that

the FIR in this case was lodged promptly. It was mentioned in the FIR that the persons, who were present on the spot, have apprehended the applicant. It has also been argued that the reason of the murder of the deceased and the fact that he is the sole bread earner of the family is of no consequence, while dealing with the prayer for bail. He has also argued that the person, who had died in this incident, was also the sole bread earner of his family.

We have considered the rival submissions of the learned counsel for the parties and has also perused the documents, which have been filed on behalf of the applicant.

The point to be considered is whether there is sufficient reasonable ground for believing that the applicant has committed this offence. Admittedly, some incident prior to the alleged incident of murder had taken place, wherein it was alleged that the deceased NK Dharambir Gautam trespassed into the house of the applicant in the night and had misbehaved with his wife. This incident is said to be the motive for the applicant to commit this offence. Regarding the said incident, a departmental enquiry was pending. In that incident, the applicant had received an injury also.

Since it is a case of direct evidence, therefore, the motive pales into significance. The main thrust of the learned counsel for the applicant is that as per the guidelines, the night firing could not have taken place on Wednesday. There is evidence of PW 16 Maj Inder Singh, who has stated that the night firing on that day was going under his orders. This witness Maj Inder Singh was the Company Commander. He has also stated that during the said night firing, he suddenly heard the sounds of INSAS Rifle shot coming from the direction of the firing point. On hearing the said sound, he shouted "Kaun fire kar raha hai" and simultaneously started moving towards the firing point, he saw a human figure firing in crouching position. He also saw muzzle flash by that time two rifles shots had already been fired. In the mean while, on hearing the sound of Rifle shots all the soldiers present at the firing range assumed lying positing and took cover. He has also stated that while moving further in the direction, he again shouted "kisne fire kiya" to which accused replied "Main Sepoy Bhupinder, maine fire kiya". By that time, 2-3 rifle shots had already been fired. When he was at a distance of 5-6 meters, he identified the accused. He identified the accused in the moonlight

and also torch light was also flashed by persons present at the firing range. At that time, he noticed that the accused was carrying 5.56 mm INSAS Rifle in his hand. This witness ordered the accused to keep his rifle down on the ground, which he did and thereafter Naik Bhopal Singh went close to accused and caught him.

It transpires from perusal of the record that several rifles were sent to the Forensic Laboratory for examination and out of the said rifles, Rifle No.17598385 was identified as the rifle from which the recovered bullets were fired.

The learned counsel for the applicant has challenged the evidence of this witness on the ground that he was having grudge with the deceased and the respondent nos.4 and 5 were instrumental in getting him falsely implicated. There is evidence of several other witnesses, who have been examined in the GCM, who were present at the time of night firing, who have deposed against the applicant and have also proved his extra judicial confession. According to the evidence on record, the night firing was going on under the orders of the competent officer, who has testified it on oath. We do not consider it appropriate to express any opinion on merits in this regard, but for the purpose of bail application, even if we assume that the night firing was being done contrary to the guidelines, even then it does not disprove the incident. In a criminal trial, prosecution is not obliged to examine all the witnesses. If the accused considers that evidence of any witness may be useful for his defence, then he was free to call him in defence.

So far as the argument of delay in lodging of the FIR is concerned, that also stands explained in the body of the FIR itself. After the incident, the accused was apprehended, Ambulance was called, the deceased was taken to the Army Hospital, where he was declared dead. In the mean while, accused was also sent to the quarter guard. It was only after the deceased was declared dead, the FIR was written and lodged. Therefore, sometime must have been consumed in preparing the FIR and on the basis of the same, the case was registered at the police station. Therefore, virtually there is no delay in lodging the FIR. It is true that the names of the witnesses have not been mentioned in the FIR, but it is mentioned in the FIR that several persons were present at the scene of the occurrence. An FIR is not the encyclopaedia of the entire prosecution case. Therefore, simply

because the names of the witnesses, who were present at the time of incident, even if not mentioned in the FIR, would not adversely affect the case of the prosecution for the purpose of this bail application.

The next ground of attack is that the mobile phone with which the applicant was talking while in quarter guard after the incident and the call details of the said mobile were not produced during the trial, is absolutely of no consequences, because it was the subsequent incident and it was not an issue to be decided in the trial where thereafter the incident, the applicant made a phone call from his mobile, while he was taken to the quarter guard, so this argument has absolutely no substance for the purpose of this bail application.

It is unbelievable at this stage that the Army Officers and the other persons, who were present at the time of firing, conspired to falsely implicate the applicant, sparing the real assailant. Admittedly, the deceased died at the firing range in the night and all the persons have given evidence against the applicant and he was apprehended on the spot. There is also evidence to the effect that he made extra judicial confession before these persons. The alleged recovered bullets were found to have been fired by INSAS Rifle, as per the evidence of the Forensic Expert. The applicant had strong motive to commit the offence. All the evidence taken together cumulatively creates reasonable ground for believing that the applicant has committed this offence, therefore, the application for bail has no substance, deserves to be rejected.

In view of the discussions, made hereinabove, the applicant is not entitled to bail. Accordingly, the bail application is hereby rejected.

In order to expedite the hearing of this T.A., we direct the respondents to file counter affidavit, if any, positively within four weeks from today. Rejoinder affidavit, if any, may be filed within two weeks thereafter.

List this case on **12.03.2018** for hearing.

On the date fixed, parties shall file compilation of case law and chart of events. Original record shall also be produced by the learned counsel for the respondents.

(Lt. Gen. Gyan Bhushan)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 257 of 2017

Shobha Devi

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>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Dr Shesh Narain Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted three weeks' further time to file rejoinder affidavit.</p> <p>List this case on 08.02.018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 513 of 2017

Smt Dharmsheela

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>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted a weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within a week, thereafter.</p> <p>List this case on 19.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 516 of 2017 with M.A. No. 43 of 2018

Munisha Devi

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>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri OP Kushwaha, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p><u>M.A. No. 43 of 2018</u></p> <p>Counter affidavit filed on behalf of the respondents, in Court today, is taken on record. M.A. No. 43 of 2018 stands disposed of.</p> <p>Learned counsel for the applicant prays for and is granted a weeks' time to file rejoinder affidavit.</p> <p>List this case on 22.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 349 of 2010 with M.A. No. 1818 of 2017

Ramayan Mishra

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><u>09.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the petitioner and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that he has not yet received instruction to file objection on the amendment application and prays for further time.</p> <p>Since the matter is very old, therefore, in the interest of justice last opportunity is granted to file objection to the amendment application.</p> <p>List this case on 18.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

DY-No. 2569 of 2017
(Inre: O.A. No. Nil of 2017)

Ajay Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>List has been revised.</p> <p>None appears on behalf of the applicant.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 09.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 355 of 2017

Pratap Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Prabhav Srivastav, learned counsel for the applicant and Dr Gyan Singh, learned counsel for the respondent Nos 1 to 3 and Shri Ambrish Kumar Gupta, learned counsel for the respondent Nos 4 and 5.</p> <p>Counter affidavit filed on behalf of respondent Nos 4 and 5 in Court today, after serving a copy upon learned counsel for the applicant, is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' time to go through the aforesaid counter affidavit and file the reply.</p> <p>List this case on 21.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 10 of 2016

Yogendra Prasad

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><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri OP Kushwaha, learned counsel for the petitioner and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Case is taken up in revised list.</p> <p>Learned counsel for the applicant prays for is granted three weeks' time for better preparation and argue the case.</p> <p>List this case on 31.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 44 of 2016

Sundra Singh

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><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri PN Chaturvedi, learned counsel for the petitioner and Shri Asheesh Agnihotri, learned counsel for the respondents and Major Rajshri Nigam.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 15 of 2017

Bhupendra Singh Bhaduria
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><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Maj RD Singh (Retd), learned counsel for the petitioner and Mrs Appoli Srivastava, learned counsel for the respondents.</p> <p>Hearing is adjourned. Learned counsel for the petitioner is directed to do page numbering of all annexures/exhibits enclosed with the petition during course of the day.</p> <p>List this case on 09.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

EX-A. No. 200 of 2017

Inre: T.A. No. 339 of 2010

Krishan Pal

By Legal Practitioner for Petitioner

Petitioner

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, Advocate holding brief of Shri Rohit Kumar, learned counsel for the petitioner and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p><u>M.A. No. 28 of 2018</u></p> <p>This is an application filed by the learned counsel for the petitioner for withdrawal of the Execution Application No. 200 of 2017. As per averments, in compliance of the order dated 08.02.2016 passed in T.A. No. 339 of 2010. It is submitted that the petitioner has been paid a sum of Rs 16,00,000/- only and order has been complied with.</p> <p>Therefore, with consent of learned counsel for the parties, the application is disposed of.</p> <p><u>EX-A No. 200 of 2017</u></p> <p>Since the withdrawal application has been disposed off, hence Execution Application is also dismissed.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 298 of 2017

Gyan Prakash Gupta

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>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri PN Chaturvedi, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the respondents submits that the counter affidavit is ready and prays for time to file the same.</p> <p>List this case on 17.01.2018 for orders.</p> <p>Mean while, counter affidavit may be filed.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 418 of 2017

Vidyawati Devi

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>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted a week's further time to file replication to the objection on delay condonation application filed by learned counsel for the respondent.</p> <p>List this case on 18.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 433 of 2017

Mithlesh Devi Alias Lali Devi
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>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Ashish Saxena, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two week's further time to file counter affidavit.</p> <p>List this case on 22.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 75 of 2016

Rajesh Kumar

By Legal Practitioner for Petitioners

Petitioners

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, Advocate holding brief of Shri Rohit Kumar, learned counsel for the petitioner and Dr SN Pandey, learned counsel for the respondents.</p> <p>Shri R Chandra, learned counsel for the applicant states that Shri Rohit Kumar, learned counsel for the applicant is out of station and prays for adjournment of the case.</p> <p>Accordingly, the case is adjourned for the day.</p> <p>List this case on 19.01.2018 for orders.</p> <p>Mean while, rejoinder affidavit may be filed.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

**O.A. No. 28 of 2017 with M.A. No. 1769 of 2017
alongwith O.A. No. 254 of 2016**

Rashid Ali

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>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Dr SK Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Shri Namit Sharma, learned counsel for the respondents prays for and is granted two week's further time as a last opportunity to file counter affidavit on behalf of respondents Nos. 8 to 10, till the next date of listing the interim order shall continue.</p> <p>List this case on 23.01.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 38 of 2016

Kirpal Singh

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><u>08.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra holding brief of Shri Rohit Kumar, learned counsel for the petitioner and Shri RKS Chauhan, learned counsel for the respondents.</p> <p>Shri R Chandra, learned counsel for the applicant states that Shri Rohit Kumar, learned counsel for the applicant is out of station and prays for adjournment of the case.</p> <p>Accordingly, the case is adjourned for the day.</p> <p>List this case on 22.01.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

EX.-A. No. 4 of 2018
(Inre: O.A. No. 212 of 2015)

Jugendra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Namit Sharma, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p>Present: Shri KK Mishra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p><u>EX.-A. No. 4 of 2018</u></p> <p>This is an application for execution of the order dated 28th July 2017 passed in O.A.No.212 of 2015.</p> <p>Learned counsel for the respondents prays for and is granted three weeks' time to seek instruction and file compliance report.</p> <p>List this case on 01.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

**M.A. No. 2332 of 2017 with M.A. No. 2357 of 2017
(Inre: T.A. No. 402 of 2010)**

Smt Sheela & Others

By Legal Practitioner for Petitioners

Petitioners

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p>Present: Shri KKS Bisht, learned counsel for the petitioners and Dr Shailendra Sharma Atal, Advocate, learned counsel for the respondents.</p> <p><u>M.A. No. 2357 of 2017</u></p> <p>This is an application for condonation of delay in filing the substitution application, which as per office report is delayed by 08 years and 08 days.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay in filing the substitution application. Replication to the objection may be filed by the learned counsel for the petitioners within two weeks thereafter.</p> <p>List this case on 27.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

**M.A. No. 2339 of 2017 with M.A. No. 2340 of 2017
(Inre: T.A. No. 402 of 2010)**

Smt Sheela & Others

By Legal Practitioner for Petitioners

Petitioners

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p>Present: Shri KKS Bisht, learned counsel for the petitioners and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 2339 of 2017</u></p> <p>This is an application for condonation of delay in filing the recall application, which as per office report is delayed by more than 07 years.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay in filing the recall application. Replication to the objection may be filed by the learned counsel for the petitioners within two weeks thereafter.</p> <p>List this case on 27.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 2348 of 2017
(Inre: O.A. No. 219 of 2014)

Chandrabhan Singh Another
By Legal Practitioner for Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Namit Sharma, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p>Present: Shri Pankaj Singh Chauhan, learned counsel for the applicants and Shri Namit Sharma, learned counsel for the respondents.</p> <p><u>M.A. No. 2348 of 2017</u></p> <p>This is an application for recall of the order dated 01.12.2017 passed in M.A.No.2668 of 2016 (O.A.No.219 of 2014), dismissing the case for non prosecution.</p> <p>Notice on behalf of the respondent nos. 1 to 4 has been received by Shri Namit Sharma, Advocate.</p> <p>Let notice be issued to private respondent no.5 by registered speed post as well as by normal mode of service, returnable within one week.</p> <p>List this case on 09.02.2018 for orders.</p> <p>Meanwhile, respondent nos. 1 to 4 may file objection on the recall application.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 17 of 2018
(Inre: O.A. No. 294 of 2015)

Yogendra Kumar Sharma
By Legal Practitioner for Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr Shailendra Sharma Atal, Advocate, on behalf of respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p>Present: Shri Om Prakash Kushwaha, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 17 of 2018</u></p> <p>This is an application for recall of the order dated 04.12.2017 passed by this Tribunal in O.A.No.294 of 2015 dismissing the case for non prosecution.</p> <p>The grounds shown in the affidavit filed in support of the recall application seem to be genuine.</p> <p>Accordingly, the order dated 04.12.2017 is hereby recalled, subject to deposit of cost of Rs.500/- to the Bar Association, AFT, Lucknow within a week.</p> <p>Subject to deposit of cost, the case be restored to its original number.</p> <p>List this case on 13.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 1326 of 2017
(Inre: O.A. No. Nil of 2017)

Manpreet Kaur

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>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VA Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, Advocate holding brief of Shri Ashish Saxena, learned counsel for the respondents.</p> <p>Dr Shailendra Sharma Atal, Advocate submits that Shri Ashish Saxena, learned counsel for the respondents has not come to the court due to illness and prays for adjournment of the case.</p> <p>Accordingly, in the interest of justice, the case is passed over for the day.</p> <p>List this case on 19.02.2018 for orders.</p> <p>Meanwhile, objection on the application for condonation of delay may be filed by the learned counsel for the respondents.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 94 of 2017

Smt Sanju Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Counter affidavit filed by learned counsel for the respondents, in Court, today is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file rejoinder affidavit.</p> <p>List this case on 20.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 432 of 2017

Santosh Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Arun Kumar Sahu, learned counsel for the respondents.</p> <p>List has been revised.</p> <p>None appears on behalf of the applicant.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 21.02.2018 for orders.</p> <p>In the meantime rejoinder affidavit may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 37 of 2016

KN Dwivedi
In Person

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KN Dwivedi, petitioner, in person and Shri DC Lohumi, learned counsel for the respondents.</p> <p>Rejoinder affidavit filed by Shri KN Dwivedi, petitioner in Court today is taken on record.</p> <p>Pleadings are complete.</p> <p>List this case on 22.02.2018 for hearing.</p> <p>In the meantime parties may file synopsis of the case.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 204 of 2017
(Inre: O.A. No. 203 of 2013)

Pushkar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents.</p> <p>Learned counsel for the applicant submits that he shall file receipt of the cost during course of the day.</p> <p>List this case on 31.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 265 of 2014

Abhishek Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri TN Tiwari, learned counsel for the applicant and Shri Amit Sharma, learned counsel for the respondents.</p> <p>An adjournment has been prayed on behalf of the applicant on account of the illness of the learned counsel for the applicant.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 22.01.018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 46 of 2016

Smt Munni Devi

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>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Veer Raghav Chaubey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 77 of 2016

Brig SK Sharma(Retd)

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>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri SS Pandey, learned counsel for the applicant.</p> <p>An adjournment has been prayed on behalf of the respondents counsel as he has not come to the Court.</p> <p>In the interest of justice, the case is adjourned for the day.</p> <p>List this case on 21.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 82 of 2012

Mahavir Singh Rawat

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><u>05.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the petitioner and Shri RKS Chauhan, learned counsel for the respondents.</p> <p>Heard in part.</p> <p>List this case on 11.01.2018 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to the case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 266 of 2011

Chand Pati

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>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Y.P. Anand, Advocate, holding brief of Shri Pradeep Tiwari, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Shri Y.P. Anand, Advocate submits that due to sad demise of a member of his family, learned counsel for the applicant is unable to attend the Court, today. Therefore, he prays for adjournment of the case.</p> <p>Accordingly, hearing is adjourned.</p> <p>List this case on 31.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 208 of 2014

Pravind Kumar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for adjournment of the case.</p> <p>Accordingly, in the interest of justice, the case is passed over for the day.</p> <p>List this case on 31.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 153 of 2016

Vrajesh Kumar Shankhdhar
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>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Mohd Zafar Khan, learned counsel for the respondents.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 212 of 2016

Smt. Vinod

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>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri VD Shukla, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to seek instruction on the point that the applicant Smt. Vinod is legally wedded wife of Subedar Yoginder Singh and her marriage was solemnised after termination of the second marriage which was solemnised with Smt. Rajvati Devi after death of his first wife.</p> <p>List this case on 05.02.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 17 of 2010

Smt Suman Devi & Others

By Legal Practitioner for Petitioners

Petitioners

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri PN Chaturvedi, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file counter affidavit to the amended portion of T.A.</p> <p>List this case on 15.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 2355 of 2017
Inre O.A. No. Nil of 2017

Smt Laxmi Devi (M/O Late AC Ranjeet Singh)
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Rajiv Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p><u>M.A. No. 2355 of 2017</u></p> <p>This is an application for condonation of delay in filing the O.A., which as per office report is delayed by 11 months and 19 days.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to file objection on the application for condonation of delay. Replication to the objection may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 16.02.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 869 of 2017
Inre O.A. No. Nil of 2017

Dhananjay Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Dhananjay Mishra, applicant in person and Ms Appoli Srivastava, learned counsel for the respondents.</p> <p>Shri Dhananjay Mishra, applicant has appeared in person and informed us that his counsel Col YR Sharma is ill and has not come to the court and prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 31.01.2018 for orders.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 1671 of 2017
Inre: O.A. No. Nil of 2017

Anupama Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Managing Director AGI & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Virendra Kumar Gupta, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the respondent no.1 has submitted that he has received verbal instructions from his client and prays for time to file his objection on the application for condonation of delay.</p> <p>List this case on 31.01.2018 for orders.</p> <p>Meanwhile, objection to the application for condonation of delay may be filed.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 228 of 2015 with M.A. No. 260 of 2016 & 1733 of 2017

Ramesh Chandra Dixit

In Person

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>None appears for the applicant to press the Original Application even in the revised list. However, Dr Shailendra Sharma Atal, learned counsel for the respondents is present.</p> <p>Accordingly, the Original Application is dismissed for non prosecution.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 240 of 2017

Sinhasan Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri Rohit Kumar, Advocate holding brief of Col YR Sharma (Retd), learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>Counter affidavit filed today by the learned counsel for the respondents, is taken on record.</p> <p>Shri Rohit Kumar, Advocate submits that Col YR Sharma (Retd), learned counsel for the applicant has not come to the court due to illness and prays for adjournment of the case.</p> <p>List this case on 09.02.2018 for orders.</p> <p>Meanwhile, rejoinder affidavit may be filed by the learned counsel for the applicant.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

T.A. No. 16 of 2015

Kamal Singh Bhadoria

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><u>04.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal B.B.P. Sinha, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the petitioner and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>Learned counsel for the petitioner prays for further time to file rejoinder affidavit.</p> <p>Since this is a petty old matter as the Writ Petition has been filed in the year 1999, hence list this case on 19.02.2018 for orders.</p> <p>Meanwhile, rejoinder affidavit may be filed by the learned counsel for the petitioner. No further time shall be granted for this purpose.</p> <p>(Air Marshal B.B.P. Sinha) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 195 of 2015

Narendra Kumar Rai

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>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant and Major Rajshri Nigam, Departmental Representative.</p> <p>Learned counsel for the applicant prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 22.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 9 of 2017 with M.A. No. 2124 of 2017

Smt Radha Devi

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>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VK Pandey, learned counsel for the applicant and Major Rajshri Nigam, Departmental Representative.</p> <p>Case is taken up in the revised list.</p> <p>Learned counsel for the applicant prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 24.01.2018 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 136 of 2017

Jyoti Yadav

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Onkar Pandey, learned counsel for the applicant and Shri GS Sikarwar, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file rejoinder affidavit.</p> <p>List this case on 18.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. (A) No. 279 of 2013

Manoj Kumar Sharma
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>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Major Rajshri Nigam, Departmental Representative. Case is taken up in the revised list. None present on behalf of the applicant. In the interest of justice, the case is adjourned for the day. List this case on 29.01.2018 for hearing. On the date fixed, learned counsel for the respondents shall produce the original documents pertaining to case for perusal of the Bench.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RPM/-</p>

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 Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted a week's further time to file supplementary rejoinder affidavit.</p> <p>List this case on 22.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 214 of 2017

Gyan Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Ashish Saxena, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two week's further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two week's thereafter.</p> <p>List this case on 29.01.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. (A) No. 311 of 2017

Smt Alka Mishra W/o Vimal Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Shri Bhanu Pratp Singh, learned counsel for the respondents.</p> <p>Heard on the point of admission.</p> <p>By means of this appeal under section 15 (2) of the Armed Forces Tribunal Act 2007, the applicant has challenged SCM proceedings.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted four week's time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two week's thereafter.</p> <p>List this case on 26.02.2018 for orders.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 109 of 2014

Mukesh Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Maj Rajshri Nigam, Departmental Representative.</p> <p>Learned counsel for the applicant prays for adjournment of the case. Accordingly, the case is adjourned for the day.</p> <p>List this case on 19.01.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>RS/*</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 1 of 2018

Smt Kamlesh

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>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Dr Chet Narayan Singh, Advocate on behalf of the respondent nos.1 to 4 is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Pankaj Kumar Shukla, learned counsel for the applicant and Dr Chet Narayan Singh, learned counsel for the respondent nos.1 to 4.</p> <p>Heard on the point of admission.</p> <p>Admit.</p> <p>Let notice be issued to the respondent no.5 by registered speed post as well as by normal mode of service returnable within a week.</p> <p>List this case on 26.02.2018 for orders.</p> <p>Meanwhile, counter affidavit may be filed by the learned counsel for the respondent nos.1 to 4.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

EX-A. No. 127 of 2017
Inre O.A. No. 205 of 2016

Pan Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virendra Singh, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for further time to file compliance report.</p> <p>List this case on 20.02.2018 for orders.</p> <p>Meanwhile, compliance report may be filed by the learned counsel for the respondents.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 2071 of 2017

Inre: M.A. Nos. 358, 1535 & 1213 of 2017

Sudhanshu Parasari

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>03.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Virat Anand Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>In compliance of the order dated 27.11.2017 passed by this Court, receipt of cost paid and counter affidavit on behalf of the respondents have been filed.</p> <p>Learned counsel for the applicant prays for time to file rejoinder affidavit.</p> <p>List this case on 16.02.2018 for orders.</p> <p>Meanwhile, rejoinder affidavit may be filed by the learned counsel for the applicant.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 8 of 2016

Keshar Bahadur Tamang
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: None appears for the applicant. Shri Aheesh Agnihotri, learned counsel for the respondents.</p> <p>A mention has been made on behalf of the applicant to grant further time to file rejoinder affidavit.</p> <p>List this case on 01.02.2018 for orders.</p> <p>Meanwhile, rejoinder affidavit may be filed by the learned counsel for the applicant.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

M.A. No. 1201 of 2017

Inre: T.A. No. 775 of 2010

RN Pandey

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><u>02.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: None appears on behalf of the petitioner. Shri DK Pandey, learned counsel for the respondents.</p> <p>Case is taken up in the revised list.</p> <p>The cost, as directed by us vide order dated 07th December 2017 has not been deposited.</p> <p>In the interest of justice, the hearing is adjourned.</p> <p>List this case on 19.01.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 293 of 2016

Prashant Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rao Narendra Singh, learned counsel for the applicant.</p> <p>Both the parties were called for mediation in the Chamber, but the mediation failed.</p> <p>On the request of the parties, the case is listed on 16.01.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 31 of 2017

Mange Ram

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>02.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Ashok Singh, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents.</p> <p>For decision of the case, a perusal of the original record pertaining to the present case is necessary. Learned counsel for the respondents is directed to produce the original record of the SCM proceedings on the next date.</p> <p>List this case on 08.02.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 2

O.A. No. 90 of 2017

Smt Anju Rani

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>02.01.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt. Gen. Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Ashok Singh, learned counsel for the applicant and Shri Bhanu Pratp Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for adjournment of the case.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 08.02.2018 for hearing.</p> <p>(Lt. Gen. Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>