

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

O.A. No. 85 of 2024 with M.A.No. 101 of 2024

Smt Chanda Thapa w/o Hav (late) Navin Thapa Applicant
By Legal Practitioner for the Applicant: Shri Prakhar Kankan and Shri KKS Bisht, Advocates

Versus

Union of India and Others Respondents
By Legal Practitioner for Respondents: Shri Bipin Kumar Singh Vats, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Bipin Kumar Singh Vats, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri RK Singh, Advocate holding brief for Shri KKS Bisht, Ld. Counsel for the applicant and Shri Bipin Kumar Singh Vats, Ld. Counsel for the respondents are present.</p> <p><u>M.A. No. 101 of 2024</u></p> <p>3. The Original Application has been filed with delay of 02 years, 07 months and 06 days. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but on account of reasons stated in affidavit filed in support of application.</p> <p>5. Per contra, learned counsel for the respondents submits that cause shown by the applicant is not sufficient.</p> <p>6. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p>7. Accordingly, delay in filing of application is condoned. Application stands decided accordingly.</p> <p><u>O.A. No. 85 of 2024</u></p> <p>8. This O.A. has been filed for grant of special family pension which needs adjudication.</p> <p>9. Admit.</p> <p>10. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11. List this case on 05.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

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

O.A. No. 86 of 2024 with M.A. No. 102 of 2024

Smt Aradhana Chandra Applicant
By Legal Practitioner for the Applicant: Shri Prakhar Kankan and Shri KKS Bisht, Advocates

Versus

Union of India and Others Respondents
By Legal Practitioner for Respondents: Shri Arun Kumar Sahu, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Memo of Appearance filed by Shri Arun Kumar Sahu, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri VP Pandey, Advocate holding brief for Shri KKS Bisht, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p>3. Brief holder prays for and is allowed one week's time to correct name of applicant in O.A.</p> <p>4. List on 06.02.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Supp. No. 3)
O.A. No. 88 of 2024 with M.A. No. 104 of 2024

Smt Dilli Saru Magar @ Dilli Thapa Applicant
By Legal Practitioner for the Applicant: Col AK Srivastava (Retd), and Shri Amrendru Srivastava, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Memo of Appearance filed by Dr. Gyan Singh, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Col AK Srivastava (Retd), Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present through virtual mode.</p> <p>3. There is delay of 12 years, 01 month and 27 days in filing Original Application. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Learned counsel for the respondents prays for and is allowed two weeks time to seek instructions and file objection on application for condonation of delay.</p> <p>5. List on 26.03.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Supp. No. 4)
O.A. No. 89 of 2024 with M.A. No. 105 of 2024

Ex Rfn Sher Singh Applicant
By Legal Practitioner for the Applicant : Shri Prakhar Kankan and Shri KKS Bisht, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents: Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Memo of Appearance filed by Dr. Shailendra Sharma Atal, Advocate on behalf of the respondents is taken on record. His name shall be shown as Counsel for the respondents when the case is listed next.</p> <p>2. On the case being taken up for hearing, Shri RK Singh, Advocate holding brief for Shri KKS Bisht, Ld. Counsel for the applicant is present in the Court and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents is present through virtual mode.</p> <p><u>M.A. No. 105 of 2024</u></p> <p>3. There is a delay of 04 years, 11 months and 01 day in filing application. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Submission of learned counsel for the applicant is that delay in filing of Original Application is not deliberate, but on account of reasons stated in affidavit filed in support of application.</p> <p>5. Per contra, learned counsel for the respondents submits that cause shown for the delay is not sufficient.</p> <p>6. Considering the facts and circumstances of the case, we find that cause shown is sufficient.</p> <p>7. Accordingly, delay is condoned.</p> <p><u>O.A. No. 89 of 24</u></p> <p>8. Matter relates to grant of MACP which requires adjudication.</p> <p>9. Admit.</p> <p>10. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11. List on 05.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A) <i>rathore</i></p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p>

Form No. 4
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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 1)

EX. A. No. 256 of 2022 Inre O.A. No. 195 of 2021

Smt Laxmi Kandari, W/o Hav Sohan Singh (Missing) Applicant
By Legal Practitioner for the Applicant : Shri Parijaat Belaura, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. counsel for the respondents are present.</p> <p>2. Objection filed by the applicant is taken on record.</p> <p>3. List on 04.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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

EX. A. No. 108 of 2023 Inre O.A. No. 390 of 2021

Ex Sub/SKT Arvind Kumar Singh Applicant
By Legal Practitioner for the Applicant : Wg Cdr SN Dwivedi (Retd), Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Wg Cdr SN Dwivedi (Retd), Ld. Counsel for the applicant is present through virtual mode and Shri Amit Jaiswal, Ld. counsel for the respondents is present before the Tribunal.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Learned counsel for the respondents submits that implementation of order is under process. He prays for and is allowed four weeks further time to file affidavit of compliance.</p> <p>4. List on 04.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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Court No.2 (Sl. No. 3)

EX. A. No. 211 of 2023 Inre O.A. No. 184 of 2023

Ex L/Nk Atma Ram Mishra

Applicant

By Legal Practitioner for the Applicant : Shri Ravi Kumar Yadav, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Ms. Deepti P Bajpai, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Departmental Representative for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Departmental Representative for the respondents prays for and is allowed four weeks further time for filing of affidavit of compliance on payment of additional cost of Rs 5,000/- which shall be remitted to the applicant.</p> <p>4. Respondents are directed to file affidavit of concerned officer regarding present status of the case and cause of delay in implementation of order of this Tribunal.</p> <p>5. Respondents are further directed to deposit the cost imposed against them by the next date fixed.</p> <p>6. List on 05.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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Court No.2 (Sl. No. 4)

EX. A. No. 452 of 2023 Inre O.A. No. 591 of 2022

Ex Hav Umesh Kumar Singh Applicant
By Legal Practitioner for the Applicant : Shri KP Datta, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri KP Datta, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file affidavit of compliance.</p> <p>4. List on 05.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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Court No.2 (Sl. No. 5)

EX. A. No. 454 of 2023 Inre O.A. No. 1106 of 2022

JWO Hridyesh Tiwari Applicant
By Legal Practitioner for the Applicant : Wg Cdr Ajit Kakkar (Retd), Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri DK Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Advocate holding brief for Wg Cdr Ajit Kakkar (Retd), Ld. Counsel for the applicant and Shri DK Pandey, Ld. counsel for the respondents are present.</p> <p>2. Affidavit of compliance has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file affidavit of compliance.</p> <p>4. List on 05.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 6)

O.A. No. 26 of 2023

Ex Sgt Sandeep Kumar Shukla

Applicant

By Legal Practitioner for the Applicant : Shri Bipin Kumar Sharma, Shri Kapil Sharma and
Shri Raj Kumar Mishra, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Devesh Kumar Mishra, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Devesh Kumar Mishra, Ld. counsel for the respondents are present through virtual mode.</p> <p>2. Applicant was granted time to file rejoinder affidavit, but rejoinder affidavit has not been filed even after granting last opportunity, therefore, opportunity to file rejoinder affidavit is closed.</p> <p>3. List on 09.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 7)

O.A. No. 602 of 2023

Ex Sub Sanjeet Singh

Applicant

By Legal Practitioner for the Applicant : Shri SK Singh and Shri Vikas Maurya, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri SK Singh, Ld. Counsel for the applicant is present through virtual mode and Shri Amit Jaiswal, Ld. counsel for the respondents is present before the Court.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that counter affidavit is under preparation and it shall be filed shortly. He prays for and is allowed four weeks further time, as last opportunity, to file counter affidavit.</p> <p>4. List on 09.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 8)

O.A. No. 813 of 2023

Sub (Clk SD) Kulbinder Singh Applicant
By Legal Practitioner for the Applicant : Wg Cdr Ajit Kakkar (Retd), Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Ms. Deepti P Bajpai, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Advocate holding brief for Wg Cdr Ajit Kakkar (Retd), Ld. Counsel for the applicant and Departmental Representative for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Departmental Representative for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 09.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 9)

O.A. No. 883 of 2023

Ex HFO Rishi Muni Tripathi and Others Applicants
By Legal Practitioner for the Applicants : Shri Raj Kumar Mishra, Ms. Upasna Mishra
and Shri Kapil Sharma, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Bipin Kumar Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Raj Kumar Mishra, Ld. Counsel for the applicants is present through virtual mode and Shri Bipin Kumar Singh, Ld. counsel for the respondents is present in the Court.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents submits that counter affidavit has been prepared and sent for vetting. He prays for and is allowed four weeks further time, as last opportunity, to file counter affidavit.</p> <p>4. List on 09.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 10)

O.A. No. 941 of 2023

Ex Hav Ram Pratap Pandey Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents are present.</p> <p>2. Counter affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Learned counsel for the applicant prays for and is allowed two weeks time to file rejoinder affidavit.</p> <p>4. List on 22.03.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

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

O.A. No. 1069 of 2023 with M.A. No. 1442 of 2023

Ex Nb Sub Gauri Shankar Maharana Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Ms. Upasna Mishra
and Shri Kapil Sharma, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Gyan Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. counsel for the respondents are present through virtual mode.</p> <p><u>M.A. No. 1442 of 2023</u></p> <p>2. The Original Application has been filed with delay of 07 months and 28 days. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>3. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but on account of reasons stated in affidavit filed in support of application.</p> <p>4. Per contra, learned counsel for the respondents submits that cause shown by the applicant is not sufficient.</p> <p>5. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p>6. Accordingly, delay in filing of application is condoned. Application stands decided accordingly.</p> <p><u>O.A. No. 1069 of 2023</u></p> <p>7. Heard arguments of learned counsel for the parties.</p> <p>8. Order reserved.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 12)

O.A. No. 1346 of 2023

Sgt Amit Plassar (Retd)

Applicant

By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Ms. Upasna Mishra
and Shri Kapil Sharma, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Amit Jaswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 16.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 13)

O.A. No. 1349 of 2023

Sgt Sunil Nodiyal Applicant
By Legal Practitioner for the Applicant : Shri Raj Kumar Mishra, Ms. Upasna Mishra
and Shri Kapil Sharma, Advocates

Versus
Union of India & Others Respondents
By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 16.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 14)

O.A. No. 1354 of 2023

Smt. Kanchan Wife of Ex Sep Surendra Kumar Tiwari Applicant
By Legal Practitioner for the Applicant : Shri Manoj Kumar Awasthi and
Shri Ram Jeet Dubey, Advocates

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri DK Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri DK Pandey, Ld. counsel for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Learned counsel for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 11.03.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 15)

O.A. No. 1377 of 2023 with M.A. No. 1994 of 2023

Ex Hav Hari Bahadur KC

Applicant

By Legal Practitioner for the Applicant : Shri Prakhar Kankan and
Shri KKS Bisht, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri RK Singh, Advocate holding brief for Shri Prakhar Kankan, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. counsel for the respondents are present.</p> <p>2. Objection has not been filed by learned counsel for the respondents.</p> <p><u>M.A. No. 1994 of 2023</u></p> <p>3. The Original Application has been filed with delay of 16 years, 05 months and 19 days. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but on account of reasons stated in affidavit filed in support of application.</p> <p>5. Per contra, learned counsel for the respondents submits that cause shown by the applicant is not sufficient.</p> <p>6. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p>7. Accordingly, delay in filing of application is condoned. Application stands decided accordingly.</p> <p><u>O.A. No. 1377 of 2023</u></p> <p>8. This O.A. has been filed for grant of service pension. matter needs adjudication.</p> <p>9. Admit.</p> <p>10. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11. List this case on 18.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 16)

O.A. No. 1378 of 2023 with M.A. No. 1995 of 2023

Ex Hav Khim Bahadur Khattri

Applicant

By Legal Practitioner for the Applicant : Shri Prakhar Kankan and
Shri KKS Bisht, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Rajeev Narayan Pandey, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri RK Singh, Advocate holding brief for Shri Prakhar Kankan, Ld. Counsel for the applicant is present in Court and Shri Rajeev Narayan Pandey, Ld. counsel for the respondents is present through virtual mode.</p> <p><u>M.A. No. 1995 of 2023</u></p> <p>3. The Original Application has been filed with delay of 16 years, 05 months and 19 days. Learned counsel for the applicant has moved application for condonation of delay.</p> <p>4. Submission of learned counsel for the applicant is that it is a pensionary matter in which bar of limitation is not applicable. His further submission is that delay in filing Original Application is not deliberate, but on account of reasons stated in affidavit filed in support of application.</p> <p>5. Per contra, learned counsel for the respondents submits that cause shown by the applicant is not sufficient.</p> <p>6. Considering that in pensionary matters bar of limitation is not applicable and grounds stated in affidavit filed in support of delay condonation application are genuine and sufficient, delay is liable to be condoned.</p> <p>7. Accordingly, delay in filing of application is condoned. Application stands decided accordingly.</p> <p><u>O.A. No. 1378 of 2023</u></p> <p>8. This O.A. has been filed for grant of service pension. Matter needs adjudication.</p> <p>9. Admit.</p> <p>10. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11. List this case on 18.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 17)

O.A. No. 1390 of 2023

Ex Hav Heera Singh

Applicant

By Legal Practitioner for the Applicant : Shri Prakhar Kankan and
Shri KKS Bisht, Advocates

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Ms. Deepti P Bajpai, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri RK Singh, Advocate holding brief for Shri Prakhar Kankan, Ld. Counsel for the applicant and Departmental Representative for the respondents are present.</p> <p>2. Counter affidavit has not been filed.</p> <p>3. Departmental Representative for the respondents prays for and is allowed four weeks further time to file counter affidavit.</p> <p>4. List on 18.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 18)

T.A. No. 51 of 2023

Ex Capt Viraj Singh Chaudhary

Petitioner

By Legal Practitioner for the Petitioner : Shri JL Joel, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Shyam Singh, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. Heard Shri JL Joel, Ld. Counsel for the petitioner and Shri Shyam Singh, Ld. counsel for the respondents.</p> <p>2. Arguments heard.</p> <p>3. Judgment reserved.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 19)

O.A. No. 374 of 2019

Sgt Sarwan Kumar Applicant
By Legal Practitioner for the Applicant : Shri Yashpal Singh and
Shri SC Yadav, Advocates

Versus

Chief of Air Staff & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. counsel for the respondents are present.</p> <p>2. Rejoinder affidavit has not been filed.</p> <p>3. Learned counsel for the applicant prays for and is allowed four weeks further time, as last opportunity, to file rejoinder affidavit.</p> <p>4. List on 26.03.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 20)

O.A. No. 65 of 2021 with M.A. No. 247 of 2022

Sep Deepak Singh Chouhan

Applicant

By Legal Practitioner for the Applicant : Shri Shiva Nand Mishra, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Shri Shiva Nand Mishra, Ld. Counsel for the applicant is present through virtual mode and Shri Amit Jaiswal, Ld. counsel for the respondents is present in Court.</p> <p>2. Objection under Section 340 CrPC has not been filed on behalf of the respondents.</p> <p>3. Application for extension of time for filing objection duly supported by affidavit filed on behalf of the respondents is taken on record.</p> <p>4. Learned counsel for the respondents prays for and is allowed four weeks further time to file objection.</p> <p>5. List on 28.03.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: right;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.2 (Sl. No. 21)

O.A. No. 249 of 2022

Col Vikas Pandey Applicant
By Legal Practitioner for the Applicant : Shri Prabhat Kumar Tripathi, Advocate

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents : Shri Amit Jaiswal, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>23.01.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing, Ms Archana, Advocate holding brief for Shri Prabhat Kumar Tripathi is present through virtual mode and Shri Amit Jaiswal, Ld. counsel for the respondents is present in Court.</p> <p>2. Despite granting several opportunities, learned counsel for the applicant has failed to argue the case. Today, a prayer has been made on behalf of the learned counsel for the applicant for grant of next date for hearing.</p> <p>3. On request being made on behalf of learned counsel for the applicant, last opportunity of four weeks time is granted to learned counsel for the applicant to argue the case, otherwise case shall be disposed off on the basis of pleadings on record.</p> <p>4. List on 16.04.2024.</p> <p style="text-align: center;">(Maj Gen Sanjay Singh) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p><i>rathore</i></p>