

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

DY-No. 487 of 2017

Inre: O.A. No. Nil of 2017

Naresh Devrao Jadhav
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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance, filed by Shri Ashish Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be show as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Vinay Pandey, learned counsel for the applicant and Shri Shri Ashish Kumar Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>DY-No. 487 of 2017</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by 01 year, 03 months and 11 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 06.03.2017.</p> <p>Shri Ashish Kumar Singh, learned Standing Counsel appearing for the respondents prays for and is granted six weeks time to file objection. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 25.05.2017 for admission.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No. 351 of 2017

Inre: O.A. No. Nil of 2017

Ompal 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance, filed by Shri Namit Sharma, Advocate on behalf of the respondents is taken on record. His name be show as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Bachchan Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 351 of 2017</u></p> <p>This is an application under Section 5 of the Indian Limitation Act read with Section 22 of the Armed Forces Tribunal Act, 2007 for condoning the delay in filing the O.A, which as per office report, is delayed by 09 years, 11 months and 17 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 20.02.2017.</p> <p>Shri Namit Sharma, learned Standing Counsel appearing for the respondents prays for and is granted six weeks time to file objection. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 26.05.2017 for admission.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No. 412 of 2017
Inre: O.A. No. Nil of 2017

Baleshwar Yadva
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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance, filed by Dr Gyan Singh, Advocate on behalf of the respondents is taken on record. His name be show as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Dr Gyan Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the applicant submitted that in compliance of the order of the Tribunal, although necessary PPO has been issued, but the Banks concerned have not paid the outstanding dues to the applicant.</p> <p>Let a show cause notice be issued to each of the respondent nos.5,6 and 7 as to why the order of the Tribunal dated 30.9.2016, as contained in Annexure 7 to the O.A., has not been complied with and the applicant has not been paid the outstanding dues in terms of the PPO.</p> <p>The Chief Manager/ Managers of the Bank, respondent nos. 5, 6 and 7 shall file their personal affidavit within three weeks from today.</p> <p>Notice shall be sent by registered speed post as well as through regular mode of service.</p> <p>The respondent no.1 shall also find out as to why the order of the Tribunal dated 30.9.2016 has not been complied with.</p> <p>List this case on 06.04.2017 for orders.</p> <p>Let a copy of this order be given to the learned counsel for the respondents within 24 hours free of cost.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX-A No. 22 of 2011 With M.A. No. 1999 of 2016

Inre: T.A. No. 56 of 2010

Vijay Prakash

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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Amit Jaiswal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>On call of the case, a person in civil dress claiming himself to be the petitioner Shri Vijay Prakash appeared and stated that he has been reinstated in service. However, Maj (Retd) RD Singh, learned counsel for the petitioner is reported to be ill. Accordingly, the case is adjourned.</p> <p>List this case on 10.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**EX-A No. 140 of 2016 With M.A. No. 2614 of 2016 & M.A. No. 78 of 2017
Inre: T.A. No. 36 of 2011**

Vinod 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the petitioner and Shri DK Pandey, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 2614 of 2016 & M.A. No. 78 of 2017</u></p> <p>Compliance reports filed by the respondents are taken on record. Accordingly, the aforesaid applications are disposed of.</p> <p><u>EX-A. No. 140 of 2016</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the petitioner for non implementation of the judgment and order dated 24th February 2016 passed in T.A. No. 36 of 2011 which relates to grant of disability pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the petitioner within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX-A No. 169 of 2016
Inre: T.A. No. 1399 of 2010

Rama Shankar Upadhyay
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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the petitioner and Shri Shyam Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>As prayed by learned counsel for the respondents, four weeks' time is granted to obtain instructions and comply with the order of the Tribunal dated 18th December 2015 passed in TA No.1399 of 2010.</p> <p>List this case on 13.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX.A. No. 14 of 2017
(Inre: T.A. No. 118 of 2012)

Smt Sabuli 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Rohit Kumar holding brief of Shri Shailendra Kumar Singh, learned counsel for the petitioner and Shri Amit Sharma, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the petitioner for non implementation of the judgment and order dated 27.07.2016 passed in T.A. No. 118 of 2012 which relates to grant of family pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the aforesaid order of this Tribunal, necessary affidavit has been filed by the respondent, in Court, today is taken on record, copy of which has been provided to the learned counsel for the petitioner.</p> <p>Accordingly, above execution application is disposed of being infructuous.</p> <p>(Lt Gen Gyan Bhushan) Member (A) RPM/-</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No. 1149 of 2016 with M.A. No. 1766, 2135 of 2016 & M.A. No. 419 of 2017

Harendra 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Amit Jaiswal, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 419 of 2017</u></p> <p>Better affidavit explaining the delay in filing the original application filed by Shri R Chandra learned counsel for the applicant is taken on record.</p> <p>Shri Amit Jaiswal, learned counsel for the respondents prays for and is granted four weeks' time to file reply to the aforesaid affidavit.</p> <p>List this case on 09.05.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**M.A. No. 1482 of 2016 with M.A. No. 1483, 2586 of 2016
(Inre: T.A. No 894 of 2010)**

Jitendra 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Amit Jaiswal, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Shri R Chandra learned counsel for the applicant prays for and is granted two weeks' time to file reply to the objection against the application for condonation of delay filed by the respondents.</p> <p>List this case on 03.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No. 2716 of 2016
(Inre: O.A. No. Nil of 2016)

Rajesh Tiwari
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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VA Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Dr Shailendra Sharma Atal, learned counsel for the respondents prays for and is granted two weeks' time to file objection on application for condonation of delay. Replication, if any may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 28.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A) RPM/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 147 of 2011

Satendra 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>O.A. No. 147 of 2011, Satendra Kumar vs. Union of India and others is allowed.</p> <p>For order, see our order of date passed on separate sheets.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 121 of 2015 with M.A. No 589 of 2016

Smt Priyanka 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Bhasker Pratap Dubey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Wg Cdr Sardul Singh, Departmental Representative.</p> <p>It has been informed by the member of the Bar that Shri Shailendra Kumar Singh, learned counsel for the Respondents is not available today and prays for adjournment of the case. Learned counsel for the applicant has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 23.05.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 46 of 2016 with M.A. No 1599 of 2016 & M.A. No 427 of 2017

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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Yash Pal Singh, holding brief of Shri Veer Raghav Chaubey, learned counsel for the applicant and Major Salen Xaxa, Departmental Representative for the respondents.</p> <p><u>M.A. No 427 of 2017</u></p> <p>Heard learned counsel for the parties on amendment application.</p> <p>By means of this amendment applicant, applicant wants to add some facts in the relief clause which will not change the nature of the application.</p> <p>The reasons given in the amendment application are justified and amendment application is allowed. Learned counsel for the respondents has no objection.</p> <p>Amendment is allowed.</p> <p>Learned counsel for the applicant is permitted to carry out the proposed amendment within a week.</p> <p>List this case on 04.05.2017 for orders</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 197 of 2016 with M.A. No 324 of 2017

Chandeshwar Prasad

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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u> Present: Shri P.K. Shukla, holding brief of Shri V.K. Pandey, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 324 of 2017</u> 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 may file rejoinder affidavit within two weeks.</p> <p>List this case on 05.05.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 22 of 2016

Lal Chand 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, Advocate, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>On call of the case, Shri R Chandra, Advocate, submits that petitioner has contacted him and he shall file Vakalatnama on behalf of petitioner on the next date. He shall also provide Bench Copy of the case on or before the next date.</p> <p>As prayed by learned counsel for the petitioner, list this case on 06.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 340 of 2015

Jitendra 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Namit Sharma, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file supplementary counter affidavit. Replication, to which may be filed within two weeks', thereafter.</p> <p>List this case on 25.04.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 23 of 2016

Umendra Prasad 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>On call of the case, the applicant Shri Umendra Prasad Rai, submits that he wants to engage Shri R Chandra as his counsel due to prolonged sickness of Shri P.N. Chaturvedi. He has prayed to withdraw Vakalatnama from Shri P.N. Chaturvedi.</p> <p>Shri R Chandra, Advocate submits that he shall file Vakalatnama on behalf of applicant by the date fixed and prays for adjournment of the case.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 27.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 32 of 2016

Ex Nk Sabbo 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.K. Shukla, learned counsel for the petitioner and Dr. Gyan Singh, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>This petition has been filed for grant of disability pension which is recurring cause of action.</p> <p>Admit.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**M.A. No 401 of 2017 with R.A. No 7 of 2017 Inre O.A. No 15 of 2016
(Connected with Ex.A. No 4 of 2017)**

Union of India & Others

By Legal Practitioner for Applicants

Applicants

Versus

Zile Singh

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Dr. Shailendra Sharma Atal, learned counsel for the applicants and Shri K.K. Mishra, learned counsel for the respondent.</p> <p>It has been argued by learned counsel for the applicants that this Original Application was allowed at the admission stage itself without exchange of counter affidavit. He further argued that medical certificate was issued to the respondent for availing the facilities of Bus Pass, E Railway Reservation e.t.c. and not for grant of disability pension.</p> <p>There seems to be error on the fact of judgment.</p> <p>Admit.</p> <p>Learned counsel for the applicants prays for and is granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the respondent within two weeks, thereafter.</p> <p>List this case on 11.05.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**Ex. A. No 4 of 2017 alongwith M.A. 401 of 2017 and R.A. No 7 of 2017
Inre O.A. No 15 of 2016**

Zile 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>07.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondent.</p> <p>Since the order has been reviewed, the execution application is hereby rejected being rendered infructuous.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No 1117 of 2016

Sudhir 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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.K. Shukla, holding brief of Shri Satyendra Mishra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>On call of the case, Shri P.K. Shukla, Advocate submits that learned counsel for the applicant is not available today and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 29.05.2017 for orders</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**O.A. No 249 of 2016 with M.A. No 2624 of 2016
and M.A. No 73 of 2017**

Shamsher 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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri D.S. Tiwari, learned counsel for the applicant and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p><u>M.A. No 2624 of 2016</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><u>M.A. No 73 of 2017</u></p> <p>Rejoinder affidavit filed by learned counsel for the applicant is taken on record. M.A. aforesaid is disposed of accordingly.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 05.05.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No 1884 of 2014 With M.A. No 2323 of 2016

Smt. Mithilesh

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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: None for the applicant and Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Case called out. Neither the applicant nor his counsel is present nor there is any request to pass over the case. Departmental Representative for the respondents has strongly opposed to pass over the case.</p> <p>Accordingly, the case is dismissed for non prosecution.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 125 of 2013

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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Applicant Shri Abhishek Pandey in person and Dr. Shailendra Sharma Atal, learned counsel for respondents along with Wg Cdr Sardul Singh, Departmental Representative.</p> <p>On call of the case, the applicant Abhishek Pandey appears and states that his counsel is sick and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 04.07.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 114 of 2016

Satish 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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri A.K. Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>As prayed by learned counsel for the applicant, list this case on 27.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX.-A No. 97 of 2016
(Inre: O.A.33 of 2014)

Greesh 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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Namit Sharma, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 97 of 2016</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 12th January 2016 passed in O.A. No. 33 of 2014 which relates to grant of disability pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued and RMB has already been held in pursuance of the order of the Tribunal. Thus, virtually the order has been complied with.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX.-A No.125 of 2016
(Inre: O.A.220 of 2013)

Sabhajeet Dubey
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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 125 of 2016</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 23rd November 2015 passed in O.A. No.220 of 2013 which relates to grant of disability pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX.-A No.202 of 2016

(Inre: O.A.290 of 2013)

(In re Leading Connected OA 167 of 2013)

Munna Lal & others

By Legal Practitioner for Applicants

Applicants

Versus

PCDA (P), Allahabad & others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Ashok Kumar, learned counsel for the applicants and Shri Adesh Kumar Gupta, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 202 of 2016</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the applicant for non implementation of the judgment and order dated 18th November 2015 passed in O.A. No.290 of 2013 (leading connected OA No.167 of 2013) which relates to grant of pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued, a copy of which has been provided to the learned counsel for the applicants during course of the day.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**EX.-A No.230 of 2016
(Inre: O.A.351 of 2015)**

Kedar 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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Shri Virendra Singh, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to seek instructions and submit the status report with regard to the compliance of the order dated 10th February 2016 passed in OA No.351 of 2015.</p> <p>List this case on 26.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 145 of 2013 With M.A. No. 1814 of 2016

Satendra Singh 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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Shri Namit Sharma, learned counsel for the respondents prays for and is granted six weeks' further and no more time to file counter affidavit. Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within four weeks, thereafter.</p> <p>List this case on 25.05.2017 for hearing.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>RS/</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 25 of 2016 With M.A. No. 2166 of 2016

Zahir Khan

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>06.03.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, 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 Sunil Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>As prayed by Shri Shailendra Kumar Singh, learned counsel for the applicant, four weeks time is granted to file rejoinder affidavit.</p> <p>List this case on 08.05.2017 for hearing.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>RS/</p>