

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX.A. No. 68 of 2017
(Inre: M.A. No. 2265 of 2016)

Akhila Nand 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>24.04.2017</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 SG Singh, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</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 05.10.2016 passed in M.A. No. 2265 of 2016.</p> <p>Learned Standing Counsel appearing for the respondents is directed to seek instructions from the respondents as to why and in what circumstances the aforesaid order of this Court has not been complied with. He prays for and is granted four weeks' time for the purpose.</p> <p>List this case on 26.05.2017 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. 537 of 2017
(Inre: O.A. No. Nil of 2017)

Ram Bachan 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>24.04.2017</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 Om Prakash Kushwaha, learned counsel for the applicant and Shri Asheesh Kumar Singh, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p>Shri Asheesh Kumar Singh, learned counsel for the respondents prays for and is granted four weeks' time to file objection against the application for condonation of delay. Replication, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p>With the consent of learned counsel for the parties, list this case on 28.06.2017 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)

**EX.A. No. 216 of 2016
(Inre: O.A. No. 193 of 2015)**

Chandra 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>24.04.2017</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 Yashpal Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p>Compliance report filed by respondents, in Court after serving a copy upon learned counsel for the applicant, is taken on record. However it has been submitted by learned counsel for the applicant that no order has been passed regarding Review Medical Board for re-assessing the medical status of the applicant for further entitlement of disability pension.</p> <p>List on 23.05.2017 to enable learned counsel for the respondents to produce status with regard to convening of Review Medical Board.</p> <p>Cost deposited shall be released in favour of applicant by the registry.</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)

EX.A. No. 24 of 2017
(Inre: T.A. No. 93 of 2010)

Prayag Singh Parihar
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>24.04.2017</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 Maj Piyush Thakran, Departmental Representative.</p> <p>On call of the case, Dr Shailendra Sharma Atal, learned counsel for the respondents prays for and is granted two weeks' further time to enable him to seek instructions from the competent authority as to why the order dated 06.04.2016 passed by this Tribunal in T.A. No. 93 of 2010 has not been complied with.</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. 1650 of 2016
(Inre: O.A. No. Nil of 2016)

Onkar Mani Tripathi
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>24.04.2017</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 SG Singh, learned counsel for the applicant and Shri VPS Vats, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p>Replication to the objection against the application for condonation of delay filed by learned counsel for the applicant is taken on record.</p> <p>Controversy relates to the payment of pension to the rank of Hony Naib Subedar which itself is a recurring cause of action in a settled proposition of law.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p>With the consent of learned counsel for the parties, list this case on 28.06.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</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)

T.A. No. 50 of 2016

Narayan Dhondiba Savaratakar & Ors

Petitioners

By Legal Practitioner for Petitioners

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>24.04.2017</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 petitioners and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>List revised.</p> <p>Neither the petitioner nor his counsel is present nor is there any request to pass over the case. Accordingly, the case is dismissed for non prosecution.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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)

T.A. No. 688 of 2010

Smt. Kumud Mishra

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>24.04.2017</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: Maj R.D. Singh (Retd), learned counsel for the petitioner and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents and Shri Rohit Kumar, learned counsel for Respondent No. 7.</p> <p>List this case on 22.05.2017 for further hearing.</p> <p>On the date fixed, learned counsel for the petitioner shall bring on record that how much pension is being paid to petitioner's husband, who is retired Subedar. Learned counsel for Respondent No. 7 shall also bring on record that what pension has been fixed for Respondent No. 7 who is wife of deceased soldier.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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. 320 of 2015 with M.A. No. 654 of 2017

Jeetan Lal 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>24.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Vakalatnama filed by Shri P.N. Chaturvedi, Advocate on behalf of the applicant is taken on record. Let his name be shown as counsel for the applicant when the case is listed next.</p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents.</p> <p>As agreed by learned counsel for the parties, list this case on 28.06.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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. 276 of 2016 with M.A. No. 398 of 2017

Harish Chandra Srivastava

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>24.04.2017</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 J.N. Mishra, learned counsel for the applicant and Shri G.S. Sikarwar, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays and is granted four weeks' further time to file rejoinder affidavit.</p> <p>List this case on 06.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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. 9 of 2017

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>24.04.2017</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 V.K. Pandey, 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 weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>As agreed by learned counsel for the parties, list this case on 29.06.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 349 of 2010

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>24.04.2017</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 Shri Anurag Mishra, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the parties, list this case on 09.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the parties shall put up synopsis and compilation of case laws for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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)

T.A. No. 1094 of 2010

Ashok Kumar Paswan

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>24.04.2017</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.N. Chaturvedi, learned counsel for the petitioner and Shri Namit Sharma, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the parties, list this case on 28.04.2017 for hearing.</p> <p>On the date fixed, learned counsel for the parties shall put up synopsis and compilation of case laws for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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. 651 of 2017
Inre: O.A. No. Nil of 2017

Priya Brat Shukla
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>24.04.2017</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 Kaushik Chattarji, Advocate is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Shiv Kant Pandey, learned counsel for the applicant and Shri Kaushik Chattarji, learned counsel for the respondents along with Wg Cdr Sardul Singh, Departmental Representative.</p> <p><u>M.A. No. 651 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 10 years, 06 months and 16 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 19.04.2017.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted three 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 08.08.2017 for admission.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A) RS/-</p> <p style="text-align: right;">(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. 671 of 2017
Inre: O.A. No. Nil of 2017

Smt Usha 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>24.04.2017</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 Siddharth Dhaon, Advocate is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri Siddharth Dhaon, learned counsel for the respondents along with Maj Iyush Thakran, Departmental Representative.</p> <p><u>M.A. No. 671 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 04 years, 10 months and 11 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 20.04.2017.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted three 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 09.08.2017 for admission.</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)

M.A. No. 679 of 2017
Inre: O.A. No. Nil of 2017

Adesh Kumar 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>24.04.2017</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 is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Yash Pal Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents along with Maj Iyush Thakran, Departmental Representative.</p> <p><u>M.A. No. 679 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 02 years, 10 months and 18 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 21.04.2017.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted three 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 10.08.2017 for admission.</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)

M.A. No. 682 of 2017

Inre: O.A. No. Nil of 2017

Parasuram

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>24.04.2017</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 Shailendra Sharma Atal, Advocate is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri VP Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Iyush Thakran, Departmental Representative.</p> <p><u>M.A. No. 682 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 10 years, 09 months and 18 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 18.04.2017.</p> <p>Learned Standing Counsel appearing for the respondents prays for and is granted three 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 10.08.2017 for admission.</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. 119 of 2017

Smt Rajwati 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>24.04.2017</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 Shesh Narain Pandey, Advocate is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Angrej Nath Shukla, learned counsel for the applicant and Dr Shesh Narain Pandey, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p>Submission of learned counsel for the applicant is that the applicant has submitted an application for appointment under compassionate grounds in the year 2011 which is pending with the competent authority. The applicant is widow of Late Spr Dinesh Kumar Yadav. The matter for appointment is still pending with competent authority.</p> <p>Without entering into merit of the case, we direct the competent authority to consider and the decide the application of the applicant by a speaking and reasoned order within a period of three months from the date of presentation of a certified copy of this order and communicate to the applicant accordingly.</p> <p>With the consent of learned counsel for the parties, Original Application is disposed of finally.</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)

M.A. No. 156 of 2013
Inre: O.A. No. Nil of 2013

Faquir Baksh 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>24.04.2017</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 Yashpal Singh, learned counsel for the applicant and Shri AK Sahu, learned counsel for the respondents.</p> <p>As prayed by the learned counsel for the applicant, list this case on 01.05.2017 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)

**M.A. No. 2562 of 2016 with MA 2563 of 2016
Inre MA 831 of 2015**

Chandhrardhar Prasad 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>24.04.2017</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 Virat Anand Singh, learned counsel for the applicant and Shri Siddharth Dhaon, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p>Objection against the application for condonation of delay filed by the learned counsel for the respondents is taken on record.</p> <p>Learned counsel for the applicant may file reply to the objection within two weeks.</p> <p>List this case on 26.05.2017 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)

M.A. No. 201 of 2017 with MA 202 of 2017

Inre OA 156 OF 2016

Balavikraman Nair R

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>24.04.2017</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 Shri Ashish Agnihotri, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p>Objection against the application for condonation of delay filed by the learned counsel for the respondents is taken on record.</p> <p>Learned counsel for the applicant may file reply to the objection within a week.</p> <p>List this case on 25.05.2017 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)

**O.A.No.237 of 2016
With MA 162 of 2017**

Dev Singh Bisht & another
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>24.04.2017</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 JS Chauhan, learned counsel for the applicants and Dr Chet Narain Singh and Shri R Chandra, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p><u>MA 162 of 2017</u></p> <p>Counter affidavit filed by the respondent nos.1 to 3 is taken on record. M.A. is disposed of accordingly.</p> <p><u>O.A.No.237 of 2016</u></p> <p>Heard Shri JS Chauhan, learned counsel for the applicants and Dr Chet Narain Singh, learned counsel for the respondents as well as Shri R Chandra, learned counsel for the private respondent.</p> <p>The applicants are aggrieved by payment of death-cum-retiral dues to the private respondent. However, a preliminary objection has been raised by the learned counsel for the respondents that the applicants have not approached the competent authority exhausting the statutory alternative remedy, instead have directly approached this Tribunal for the grant of aforesaid relief.</p> <p>The controversy involves disputed question of fact.</p> <p>Accordingly, we give liberty to the applicants to approach</p>

the appropriate authority by filing an appeal before him within a month from today and in case the same is filed, it shall be adjudicated by the competent authority of the Army by passing a reasoned and speaking order expeditiously say within four months from the date of receipt of a certified copy of the order. The decision taken by the appropriate authority be communicated to the applicants.

With the aforesaid directions and with the consent of the learned counsel for the parties, we dispose of the Original Application at the admission stage.

(Lt Gen Gyan Bhushan)
Member (A)

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

PKG

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A.No.85 of 2017

Shyam 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>24.04.2017</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 applicant and Ms Anju Singh, learned counsel for the respondents along with Maj Piyush Thakran, Departmental Representative.</p> <p><u>O.A.No.85 of 2017</u></p> <p>Heard Shri Rohit Kumar, learned counsel for the applicant and Ms Anju Singh, learned counsel for the respondents.</p> <p>Being aggrieved by non deciding the statutory appeal dated 30th November 2013 filed by the applicant pending before the respondent no.1, the applicant has preferred the present Original Application for a direction to the respondent no.1 to decide the same.</p> <p>Vide order dated 08th March 2017, we have directed the learned counsel for the respondents to obtain instructions with regard to the pendency of the statutory appeal. However, learned counsel for the respondents has not received any instructions in this regard.</p> <p>In view of above, we dispose of the present Original Application at the admission stage and with the consent of the learned counsel for the parties, directing the respondent no.1 to decide the statutory pending appeal of the applicant by a reasoned and speaking order expeditiously say within three months from the date of receipt of a certified copy of the order. The decision</p>

taken by the respondent no.1 be communicated to the applicant.

With the aforesaid directions and with the consent of the learned counsel for the parties, we dispose of the Original Application at the admission stage.

(Lt Gen Gyan Bhushan)
Member (A)

PKG

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

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 1317 of 2010

Rambir Singh (Deceased) Smt Kusuma Devi

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>21.04.2017</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 petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Lawyers are abstaining themselves from Court work today on the call given by Armed Forces Tribunal, Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for today.</p> <p>List this case on 05.05.2017 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. 18 of 2011

Satyavir 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>21.04.2017</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 Shri Namit Sharma, learned counsel for the respondents.</p> <p>On call of the case, Lt Col Kartikeyan Rao from JAT Records, Bareilly appeared through learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays and is granted four weeks' further time to produce complete medical records in terms of earlier order dated 05.04.2017</p> <p>List this case on 29.05.2017 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 20 of 2016 with M.A. No. 2248 of 2016

Bal Krishna M

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>21.04.2017</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: The applicant, Bal Krishna M, in person and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' further time to file affidavit regarding details of red/black ink entries in the service record of the applicant in terms of earlier order dated 09.03.2017.</p> <p>List this case on 02.05.2017 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to 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. 60 of 2014

Awadhesh 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>21.04.2017</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 Shri Sunil Sharma, learned counsel for the respondents.</p> <p>Lawyers are abstaining themselves from Court work today on the call given by Armed Forces Tribunal, Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for today.</p> <p>As agreed by learned counsel for the parties, list this case on 28.06.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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. 187 of 2016

Ram Autar

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>21.04.2017</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 Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 24.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 211 of 2016

Bishambhar Nath 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>21.04.2017</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 Shri Namit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted three weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 07.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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)

T.A. No. 67 of 2012

Khursheeda Beghum

Petitioner

By Legal Practitioner for Petitioner

Versus

Record Officer

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.04.2017</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 petitioner and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>Lawyers are abstaining themselves from Court work today on the call given by Armed Forces Tribunal, Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for today.</p> <p>List this case on 05.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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. 1432 of 2016 with M.A. No. 1931 of 2016
(Inre: O.A. No. Nil of 2016)

Tejbir 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>21.04.2017</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 Md Zafar Khan, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Lawyers are abstaining themselves from Court work today on call given by Armed Forces Tribunal Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for the day.</p> <p>List this case on 11.05.2017 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. 2475 of 2016 with M.A. No. 2476 of 2016
(Inre: M.A. No. 452 of 2014)**

Sone Devi Mishrain
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>21.04.2017</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 Shri Virendra Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Shri Virendra Singh, learned counsel for the respondents prays for and is granted two weeks' time to file objection against 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 29.05.2017 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)

O.A. No. 174 of 2016

Kailash Kumar
In Person

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.04.2017</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 Kailash Kumar, Applicant, in person and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Dr Shailendra Sharma Atal, learned counsel for the respondents prays for and is granted a week further time to file counter affidavit.</p> <p>List this case on 01.05.2017 for order.</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)

O.A. No. 203 of 2016 with M.A. No. 569 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>21.04.2017</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 Shri AK Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 569 of 2017.</u></p> <p>Counter affidavit filed by Shri AK Singh, learned counsel for the respondents is taken on record. M.A. No. 569 of 2017 stands disposed of.</p> <p>Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within three weeks.</p> <p>Lawyers are abstaining themselves from Court work today on call given by Armed Forces Tribunal Bar Association, Lucknow to oppose the proposed amendments in Advocates Act.</p> <p>List this case on 27.06.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</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)

T.A. No. 203 of 2016 with M.A. No. 569 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>21.04.2017</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 AK Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 569 of 2017.</u></p> <p>Counter affidavit filed by Shri Virendra Singh, learned counsel for the respondents is taken on record. M.A. No. 569 of 2017 stands disposed of.</p> <p>Lawyers are abstaining themselves from Court work today on call given by Armed Forces Tribunal Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for the day.</p> <p>List this case on 11.05.2017 for orders.</p> <p>.</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. 661 of 2017

Inre O.A. No. Nil of 2017

Amrit Lal

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>21.04.2017</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 RC Shukla, Advocate is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri RC Shukla, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A.No. 661 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 23 years, 10 months and 14 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 20.04.2017.</p> <p>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 26.07.2017 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)

O.A. No. 302 of 2012 With M.A. No. 1104 of 2016

Akhlesh 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>21.04.2017</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 Akhlesh Singh, applicant in person and Shri DK Pandey, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Lawyers are abstaining themselves from Court work today on the call given by Armed Forces Tribunal Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for the day.</p> <p>The applicant appeared in person and submitted that he has sent documents on 23rd of March 2017.</p> <p>List this case on 26.05.2017 for orders to enable the learned counsel for the respondents to submit compliance report.</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. 9 of 2016 With M.A. Nos. 604 & 730 of 2016 & M.A. No. 57 of 2017

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>21.04.2017</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 appeared for the applicant. Shri Virendra Kumar Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Lawyers are abstaining themselves from Court work today on the call given by Armed Forces Tribunal Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for the day.</p> <p>List this case on 11.05.2017 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)

M.A. No. 976 of 2016 With M.A. No. 2236 of 2016

Inre: O.A. No. Nil of 2016

Bhaju Ram 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>21.04.2017</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 appeared for the applicant. Shri VPS Vats, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Lawyers are abstaining themselves from Court work today on the call given by Armed Forces Tribunal Bar Association, Lucknow to oppose the proposed amendments in Advocates Act. Accordingly, the case is adjourned for the day.</p> <p>List this case on 18.07.2017 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)

O.A. No. 118 of 2016

Daya Nand 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>20.04.2017</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. 118 of 2016, Daya Nand Sharma 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>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 72 of 2013 with M.A. No. 670 of 2017

Smt. Suman Devi

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>20.04.2017</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. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 670 of 2017</u></p> <p>Supplementary 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 petitioner prays for and is granted two weeks time to file supplementary rejoinder affidavit.</p> <p>As agreed by learned counsel for the parties, list this case on 28.06.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 249 of 2015

J.C. 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>20.04.2017</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. Singh Bisht, holding brief of Shri Ved Prakash Pandey, learned counsel for the applicant and Mrs. Deepti Prasad Bajpai, learned counsel for the respondents.</p> <p>On call of the case, Shri K.K. Singh Bisht appears and states that Shri Ved Prakash Pandey is out of station and prays for adjournment of the case. Learned counsel for the respondents has no objection. Accordingly, the case is adjourned.</p> <p>List this case on 09.05.2017 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 355 of 2015

Rama 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>20.04.2017</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 respondents.</p> <p>As prayed by learned counsel for the parties, list this case on 05.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original records pertaining to case for perusal of the Bench including documents with regard to conduct of Exercise Cheeta in August 1995 to ascertain nature and type of exercise and copy of injury report/Court of Inquiry.</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. 79 of 2016

Suman 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>20.04.2017</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. Singh Bisht, holding brief of Shri Ved Prakash Pandey, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>On call of the case, Shri K.K. Singh Bisht appears and states that Shri Ved Prakash Pandey is out of station and prays for adjournment of the case. Learned counsel for the respondents has no objection. Accordingly, the case is adjourned.</p> <p>It is observed that application has been filed in the name of Suman Yadav whereas in the Cause List, name is shown as Suman Devi. Registry is directed to correct the name of the applicant in the Cause List.</p> <p>List this case on 12.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 229 of 2016 with M.A. No. 92 of 2017

Darwan 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>20.04.2017</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. Singh Bisht, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p><u>M.A. No. 92 of 2017</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 03.08.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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. 46 of 2017

B.S. Rawat

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>20.04.2017</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. Singh Bisht, holding brief of Shri Ved Prakash Pandey, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 04.08.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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. 760 of 2010

Radhey Ram

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>20.04.2017</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, learned counsel for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the respondents, list this case on 11.05.2017 for hearing to enable him to produce Review DPC Record of 1999 in which petitioner was again superseded for promotion.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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)

T.A. No. 67 of 2011

Rameshwar Singh

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>20.04.2017</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 petitioner and Shri Rajiv Pandey, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted a week's further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 12.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) SB</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)

T.A. No. 20 of 2016

Achal Singh

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>20.04.2017</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 Dharmendra Singh, learned counsel for the petitioner and Shri V.P.S. Vats, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the petitioner submits that he wants to file amendment application to challenge discharge order and alternative relief in the petition. Learned counsel for the respondents has no objection.</p> <p>Accordingly, two weeks time is granted to learned counsel for the petitioner to file amendment application.</p> <p>List this case on 24.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

M.A. No. 1134 of 2016
(Inre: O.A. No. Nil of 2016)

Vinod Kumar Mehta
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>20.04.2017</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 Bhist, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Controversy relates to payment of disability which itself is a recurring cause of action in a settled proposition of law.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p>List this case on 11.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</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. 1473 of 2016
(Inre: O.A. No. Nil of 2016)

Arun 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>20.04.2017</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 Dileep Singh, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Dr Shailendra Sharma Atal, learned counsel for the respondents prays for and is granted four weeks' further time to file objection against the application for condonation of delay. Replication, if any, may be filed by the applicant within two weeks', thereafter.</p> <p>List this case on 12.07.2017 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. 2518 of 2016 alongwith M.A. No. 2519 of 2016 & M.A. No. 302 of 2017
(Inre: T.A. No. 169 of 2010)**

Samar Bahadur 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>20.04.2017</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 Ashish Kumar Singh, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Shri Ashish Kumar Singh, learned counsel for the petitioner prays for and is granted four weeks' time to file Replication to objection against the application for condonation of delay.</p> <p>Office is directed to delete the name of Dr Shailendra Sharma Atal as learned counsel for the respondents in Cause list on next date fixed.</p> <p>List this case on 13.07.2017 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. 166 of 2016

Shiv Kumar Verma
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>20.04.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>List has been revised.</p> <p>Present: Shri Sunil Sharma, learned counsel for the respondents along with Wg Cdr Sardul Singh, Departmental Representative.</p> <p>On call of the case, none appears for the applicant nor there is any request to adjourn/pass over the case.</p> <p>Accordingly O.A. No. 166 of 2016 is dismissed for non-prosecution.</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)

O.A. No. 298 of 2016 with M.A. No. 625 of 2017

Nagendra Singh Mamik
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>20.04.2017</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: Brig Anil Srivastava(Retd), learned counsel for the applicant and Shri RC Shukla, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 625 of 2017.</u></p> <p>Counter affidavit filed by Shri RC Shukla, learned counsel for the respondents is taken on record. M.A. No. 625 of 2017 stands disposed off.</p> <p>In the mean time, rejoinder affidavit, if any, may be filed by Brig(Retd) Anil Srivastava, learned counsel for the applicant.</p> <p>List this case on 18.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to case for perusal of the Bench.</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. 653 of 2017

Inre: O.A. No. Nil of 2017

Smt Jinntun Nisha

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>20.04.2017</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 Arun Kumar Sahu, Advocate is taken on record. His name be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri Arun Kumar Sahu, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 653 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 70 years, 04 months and 14 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 19.04.2017.</p> <p>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 09.08.2017 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)

O.A. No. 122 of 2017

Raghuraj 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>20.04.2017</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 Maj Salen Xaxa, Departmental Representative.</p> <p><u>O.A. No. 122 of 2017</u></p> <p>This present Original Application has been filed under Section 14 of the Armed Forces Tribunal Act, 2007 being aggrieved by the recovery of certain amounts paid to the applicant as service and disability element of pension. In support of the case, Learned counsel for the applicant has relied upon a decision of the Hon'ble Apex Court rendered in the case of State of Punjab & others vs. Rafiq Masih (White Washer) etc. (Civil Appeal No.11527 of 2014) decided on 18th December 2014.</p> <p>The controversy requires hearing.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed within two weeks thereafter.</p> <p>In the mean time, further recovery from the applicant's pensionary benefits shall be suspended.</p> <p>List this case on 09.08.2017 for hearing.</p> <p>On the date fixed, learned counsel for the parties shall submit compilation of case laws and chart of events.</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. 67 of 2017
Inre: O.A. No. 175 of 2016

Keshav Datt 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>20.04.2017</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 Parijaat Belaura, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 67 of 2017</u></p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to show cause as to why the order dated 25th November 2016 passed by the Tribunal in O.A.No.175 of 2016 has not been complied with.</p> <p>List this case on 29.05.2017 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. 116 of 2017

Smt Sadhana 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>20.04.2017</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 AN Tripathi, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Let the rejoinder affidavit be filed by the learned counsel for the applicant by the next date.</p> <p>As prayed by the learned counsel for the applicant, list this case on 26.04.2017 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)

EX-A. No. 132 of 2016
(Inre: O.A. No. 176 of 2014)

Vijay Bahadur Chauhan
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>19.04.2017</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 Sudhir Kumar Singh, learned counsel for the applicant and Shri Amit Jaiswal, Advocate holding brief of Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 132 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 09.03.2016 passed in O.A. No. 176 of 2014 which relates to the 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, a copy of which has been served upon learned counsel for the applicant in Court, today.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of communication/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)</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. 1462 of 2016 with M.A. No. 1739 of 2016

Neboo Lal

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>19.04.2017</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 Chet Narain Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Copy of the objection against the application for condonation of delay is served upon learned counsel for the applicant, in Court today by learned counsel for the respondents.</p> <p>Mohd Shariq Khan, Advocate holding brief of Shri SG Singh, learned counsel for the applicant prays for and is granted four weeks' time to file replication to the objection.</p> <p>List this case on 29.05.2017 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. 2286 of 2016 with M.A. No. 79 of 2017
(Inre: O.A. No. Nil of 2016)**

KK 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>19.04.2017</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: Maj Salen Xaxa, Departmental Representative.</p> <p>On call of the case, Shri Amit Jaiswal, Advocate submits that Dr. Shailendra Sharma Atal, learned counsel for the respondents has not come to the Court being out of station. Shri VK Pandey, learned counsel for the applicant is also not present.</p> <p>Accordingly, in the interest of justice, the case is adjourned.</p> <p>List this case on 30.05.2017 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)

O.A. No. 62 of 2011 with M.A. No. 2023 of 2016

Puran Chand Bhatt
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>19.04.2017</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 PN Chaturvedi, learned counsel for the applicant and Ms Deepti P Bajpai, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 2023 of 2016.</u></p> <p>This is an amendment application filed by learned counsel for the applicant for amending the prayer clause for rounding off of disability pension in original application.</p> <p>Having heard the learned counsel for the parties, we allow the aforesaid application.</p> <p>Let the amendment be incorporated within 48 hours in original application.</p> <p>List this case on 01.05.2017 for hearing.</p> <p>Learned counsel for the respondents shall produce original document on the next date fixed.</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)

O.A. No. 266 of 2015 with M.A. No. 1968 and 2377 of 2016

Hari Bahadur

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>19.04.2017</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 Asheesh Agnihotri, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>On call of the case, Shri KKS Bisht, Advocate submits that Shri VP Pandey, learned counsel for the applicant has not come to the Court being out of station and prays for adjournment of the case.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 02.05.2017 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)

O.A. No. 117 of 2017

Col (Retd) Puran Chandra Lohani
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>19.04.2017</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 shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Mohd. Shafiq Khan, Advocate holding brief of Shri SG Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>It has been submitted by the learned counsel for the respondents that the second appeal of the applicant has been decided in November 2016 denying the disability pension.</p> <p>Having heard the learned counsel for the parties, we find that it is a fit case for admission.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by the learned counsel for the applicant within two weeks thereafter.</p> <p>List this case on 08.08.2017 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. 40 of 2017

Inre: O.A. No. 246 of 2012

Ram Asrey

By Legal Practitioner for Applicant

Applicant

Versus

OIC ASC Centre South & Another

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2017</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 Virendra Kumar Gupta, learned counsel for the applicant and Shri Amit Jaiswal, Advocate holding brief of Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 40 of 2017</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 31st July 2012 passed in O.A. No. 246 of 2012 which relates to the payment of revised 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 applicant during course of hearing.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of communication/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)</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. 42 of 2017

Inre: O.A. No. 246 of 2012

Nand Ram

By Legal Practitioner for Applicant

Applicant

Versus

OIC EME Records, Secunderabad (AP) & Anothers

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2017</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 Ms Anju Singh, Advocate on behalf of the respondents is taken on record.</p> <p>Present: Shri Virendra Kumar Gupta, learned counsel for the applicant and Ms Anju Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 42 of 2017</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 31st July 2012 passed in O.A. No. 246 of 2012 which relates to the payment of revised 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 applicant during course of hearing.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of communication/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. 41 of 2017

Inre: O.A. No. 504 of 2012

Desh Raj

By Legal Practitioner for Applicant

Applicant

Versus

OIC Records, Garhwal Rifles, Lansdowne & Another

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.04.2017</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 Adesh Kumar Gupta, 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 Virendra Kumar Gupta, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to show cause as to why the order dated 06th December 2012 passed by this Tribunal in O.A.No.504 of 2012 has not been complied with.</p> <p>List this case on 25.05.2017 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)

M.A. No. 639 of 2017 With M.A. No. 640 of 2017

Inre: M.A. No. 24 of 2013

Bishvendra Nayak

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>19.04.2017</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 Vishwadeep Pandey, Advocate holding brief of Shri Ram Lagan Misra, 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. 639 of 2017</u></p> <p>Heard learned counsel for the parties.</p> <p>The grounds shown in the affidavit filed in support of the application for condonation of delay in filing the restoration application seem to be justified, hence, no purpose would be served in keeping the application pending.</p> <p>Accordingly, the application is allowed and the delay in filing the restoration application is hereby condoned.</p> <p><u>M.A. No. 640 of 2017</u></p> <p>This is an application for recall of the order dated 09.11.2016 passed in M.A.No. 24 of 2013 dismissing the application as well as Original Application for non prosecution.</p> <p>The grounds shown in the affidavit filed in support of the application for recall seem to be justified. Accordingly, the application is allowed and the order dated 09.11.2016 is hereby recalled, subject to payment of cost of Rs.500/-, which shall be deposited in the Bar Association, AFT, Lucknow within a week.</p>

List this case on **08.05.2017** for hearing.

On the date fixed, the parties shall submit compilation of case laws and chart of events.

(Lt Gen Gyan Bhushan)
Member (A)

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

PKG

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX-A. No. 228 of 2016
Inre: O.A. No. 480 of 2012

Mewa 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>19.04.2017</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 Virendra Kumar Gupta, learned counsel for the applicant and Shri Rajeev Pandey, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Compliance report filed by the learned counsel for the respondents is taken on record.</p> <p><u>EX-A. No. 228 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 22nd November 2012 passed in O.A. No. 480 of 2012 which relates to the payment of pension of Hony Naib Subedar 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 applicant during course of hearing.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of communication/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)

O.A. No. 137 of 2015

Kamlesh Painuli

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>19.04.2017</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. 137 of 2015, Kamlesh Painuli 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. 69 of 2016 with M.A. No 655 of 2017

Ramesh Chandra Tiwari

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>19.04.2017</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 M.C. Shukla, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p><u>M.A. No. 655 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 19.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 193 of 2016 with M.A. No. 626 of 2017

Prem Prakash Bhandari

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>19.04.2017</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: Col B.P. Singh (Retd), learned counsel for the applicant and Shri A.K. Gupta, learned counsel for the respondents.</p> <p><u>M.A. No. 626 of 2017</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>Rejoinder affidavit filed by learned counsel for the applicant is taken on record.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 20.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 206 of 2016

Dhan 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>19.04.2017</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 Shri Sunil Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted three weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 21.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 228 of 2016

Ram Avatar 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>19.04.2017</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>On call of the case, Departmental Representative submits that Dr. Shailendra Sharma Atal, learned counsel for the respondents is not available today and prays for adjournment of case.</p> <p>In the interest of justice, the case is adjourned.</p> <p>Learned counsel for the respondents may file counter affidavit within four weeks. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 24.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

O.A. No. 255 of 2016

Brij Kishor 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>19.04.2017</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 V.P.S. Vats, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 25.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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. 5 of 2015

Smt. Ram Devi

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>19.04.2017</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 petitioner and Amit Jaiswal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>On call of the case, learned counsel for the petitioner submits that Army is paying pension to Smt. Ram Devi, wife of late Baru Ram for the services rendered in the Army. However it is submitted that so far as services rendered in DRDO is concerned, this Tribunal lacks jurisdiction.</p> <p>Shri R.K. Tiwari, representative of PCDA (P) Allahabad submits that late Baru Ram has concealed the fact of marriage with Smt. Ram Devi and entered the name of wife as Savitri Devi in service record while serving with DRDO.</p> <p>The petitioner does not have any grievance with regard to pension for services rendered in the Army. So far as service pension of civil is concerned, this Tribunal lacks jurisdiction to adjudicate the controversy. This petition lacks merit and Tribunal cannot interfere with regard to grant of pension for the services rendered in civil.</p> <p>Without entering into merit of the case, this petition is dismissed with liberty to approach appropriate forum for grant of pension for the services rendered in the Civil (DRDO), if petitioner so desires.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 259 of 2013

Chun Bahadur

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>19.04.2017</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. Singh Bisht holding brief of Shri V.P. Pandey, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>On call of the case, Shri K.K. Singh Bisht submits that Shri V.P. Pandey is not available today and prays for adjournment of the case. Learned counsel for the respondents has no objection. Accordingly, the case is adjourned.</p> <p>List this case on 08.05.2017 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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. 1207 of 2010 with M.A. No. 616 of 2017

Smt. Vimla Devi

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>19.04.2017</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 Ms. Amrita Chakraborty, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the applicant, list this case on 08.05.2017 for further hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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)

M.A. No. 625 of 2016 with M.A. No. 1430 & 1544 of 2016

Yogendra Singh Chahal

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>19.04.2017</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 Rajeev Srivastava, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the applicant, list this case on 03.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 34 of 2016

Sabhajit 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>19.04.2017</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 Mrs. Deepti Prasad Bajpai, learned counsel for the respondents.</p> <p>As prayed by learned counsel for the respondents, list this case on 22.05.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents pertaining to the case including policy letter for grant of pension for the services rendered in DSC for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>SB</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 248 of 2016

Sant Lal

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>19.04.2017</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 Mrs. Deepti Prasad Bajpai, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 20.07.2017 for hearing.</p> <p>On the date fixed, learned counsel for the respondents shall produce original documents 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. 229 of 2016
Inre: O.A. No. 138 of 2012

Vinod Kumar 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>19.04.2017</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 Gupta, learned counsel for the applicant and Dr Gyan Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Compliance report filed by the learned counsel for the respondents is taken on record.</p> <p><u>EX-A. No. 229 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 30th April 2012 passed in O.A. No.138 of 2012 which relates to the payment of pension of Hony Naib Subedar 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 applicant during course of hearing.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of communication/ 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)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>