

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

Court No. 1 (List B)

M.A. No. 372 of 2017
(Inre: O.A. No. Nil of 2017)

Bijai Bahadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.02.2017</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 on behalf of the respondents is taken on record. The name of Shri Arun Kumar Sahu, Advocate 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 Arun Kumar Sahu, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 372 of 2017</u> 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 11 years, 01 month and 20 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 22.02.2017. Shri Arun Kumar Sahu, learned Standing Counsel appearing for the respondents prays for and is granted six weeks' time to file objection. Learned counsel for the applicant prays for and is granted two weeks' time to file reply to the objection filed by the respondents.</p> <p>List this case on 08.05.2017 for admission.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX-A. No. 10 of 2016
(Inre: T.A. No. 1140 of 2010)

Deonath Basfor
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>28.02.2017</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 Dharmesh Sinha, learned counsel for the petitioner and Shri Namit Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>EX-A. No. 10 of 2016</u></p> <p>This is an Execution Application under Section 29 of the Armed Forces Tribunal Act, 2007 filed by the petitioner for non implementation of the judgment and order dated 16.09.2015 passed in T.A. No. 1140 of 2010 which relates to grant of disability pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued, a copy of which has been provided to the learned counsel for the petitioner.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the petitioner within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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EX-A. No. 172 of 2016 with M.A. No. 54 of 2017
(Inre: O.A. No. 254 of 2013)

Om Prakash **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>28.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri PK Shukla, learned counsel for the applicant and Shri AK Gupta, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 54 of 2017</u></p> <p>Compliance report filed by the learned counsel for the respondents is taken on record. The application accordingly is disposed of.</p> <p><u>EX-A. No. 172 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 18.11.2015 passed in O.A. No. 254 of 2013 which relates to grant of pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued, a copy of which has been provided to the learned counsel for the applicant.</p> <p>It is directed that the Bank concerned/Treasury Office shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice D.P. Singh) Member (A) Member (J)</p> <p>PKG</p>

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EX-A. No. 195 of 2016 with M.A. No. 377 of 2017 & M.A. No. 378 of 2017
(Inre: O.A. No. 32 of 2013)

Surendra Singh Sengar
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>28.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri VK Pandey, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 377 of 2017</u></p> <p>The personal appearance of Director M.I.-20 Integrated Headquarters of MoD (Army), New Delhi is exempted. The application stands disposed of.</p> <p><u>M.A. No. 378 of 2017</u></p> <p>Compliance report filed by the learned counsel for the respondents is taken record. The application stands disposed of.</p> <p><u>EX-A. No. 195 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 08.01.2016 passed in O.A. No. 32 of 2013 which relates to grant of pension with arrears within the stipulated time.</p> <p>At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued, a copy of which has been provided to the learned counsel for the applicant.</p> <p>It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p>Subject to the above, this Execution Application is disposed of accordingly.</p>

(Lt Gen Gyan Bhushan)
Member (A)

PKG

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

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M.A. No. 2099 of 2016 with M.A. No. 224 of 2017
(Inre: O.A. No. Nil of 2016)

Rohit Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.02.2017</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 Pushp Raj Singh, learned counsel for the applicant and Shri Virendra Kumar Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>As prayed by the learned counsel for the applicant, three weeks' time is granted to file reply to the objection filed by the respondents.</p> <p>List this case on 09.05.2017 for admission.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 257 of 2012

Tejpal Singh Tomar

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>28.02.2017</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 KK Mishra, learned counsel for the applicant and Shri Rajeev Pandey, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>As agreed by the learned counsel for the parties, list this case on 30.03.2017 for hearing.</p> <p>Learned counsel for the respondents shall submit Army Order 1 of 2003 (MP) on the next date fixed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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M.A. No. 2274 of 2016 with M.A. No. 2544 of 2016
(Inre: O.A. No. Nil of 2016)

Bhanu Pratap Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

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	<p><u>28.02.2017</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: Mohd Zafar Khan, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>No one appears for the applicant, nor there is any request to adjourn/pass over the case. Learned counsel for the respondents opposed the adjournment.</p> <p>Accordingly, M.A. No. 2274 of 2016 with M.A. No. 2544 of 2016 (Inre: O.A. No. Nil of 2016) are dismissed for non-prosecution.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

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O.A. No. 203 of 2012 with M.A. No. 1518 of 2016

Smt. Sandhya Rai
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.02.2017</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: Smt. Sandhya Rai, applicant appears in person, and Shri AK Sahu, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>On call of the case Smt. Sandhya Rai, applicant appears in person and prays that the matter be adjourned since her counsel Shri PN Chaturvedi has not come to the Court being unwell.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 06.04.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

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**O.A. No. 60 of 2016 with M.A. No. 1717,2042,2419 and 2552 of 2016
with M.A. No. 347 of 2017**

Lt Col Mukesh Baboo
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Lt Col Mukesh Baboo, applicant appears in person and Shri Asheesh Agnihotri, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;">List this case before appropriate bench on 28.04.2017.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

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O.A. No. 232 of 2016

Sohan 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>28.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A) RPM/-</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p>

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Court No. 1 (List B)

T.A. No. 208 of 2010

Gopal Pandey
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>28.02.2017</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 DC Tiwari, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>No one appears for the petitioner, nor there is any request to adjourn/pass over the case. Learned counsel for the respondents opposed the adjournment.</p> <p>Accordingly, T.A. No. 208 of 2010 is dismissed for non-prosecution.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

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T.A. No. 67 of 2011

Rameshwar 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>28.02.2017</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 petitioner and Shri Rajiv Pandey, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' time to file counter affidavit. Rejoinder affidavit may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>Shri Rajeev Srivastava, learned counsel for the petitioner has confined his prayed to the extent of payment of disability pension only. He does not want to press other reliefs and the same be deleted.</p> <p>List this case on 24.03.2017 for order.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A) RPM/-</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p>

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T.A. No. 3 of 2016

Vinod Kumar Tewari
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>28.02.2017</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 petitioner and Shri Ashish Kumar, learned counsel for the respondents along with Major Salen Xaxa, Departmental Representative.</p> <p>As prayed by learned counsel for the parties.</p> <p>List this case on 03.3.2017 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p>RPM/-</p>

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M.A. No. 367 of 2017 With M.A. No. 368 of 2017
(Inre: Dy. No. 551 of 2015)

Satya Prakash
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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 Saxena, Advocate on behalf of the respondents is taken on record. The name of Shri Ashish Saxena be shown as learned counsel for the respondents, when the case is next listed.</p> <p>Present: Shri Parijaat Belaura, learned counsel for the applicant and Shri Ashish Saxena, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 367 of 2017</u></p> <p>This is an application for condonation of delay in filing the recall application, which as per office report is delayed by 01 year, 08 months and 07 days. Copy of the application has been served upon the learned Standing Counsel on 17.02.2017.</p> <p>Shri Ashish Saxena, learned counsel for the respondents prays for and is granted four 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 09.05.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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[See rule 11(1)]

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

EX.A. No. 30 of 2016
(Inre: O.A. No. 02 of 2015)

Shyamu Singh
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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, Mohd Zafar Khan, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A.No.382 of 2017</u></p> <p>Affidavit of compliance filed today by the learned counsel for the respondents is taken on record. Application stands disposed of.</p> <p><u>EX.A. No. 30 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 27.08.2015 passed in O.A. No. 02 of 2015.</p> <p>Learned counsel for the respondents submits that the second appeal filed by the applicant has already been decided on 15th February 2017 by the respondents, a copy of the same has been provided to the learned counsel for the applicant and prays for some time for issue of necessary PPO.</p> <p>Let the necessary PPO be issued within four weeks from today. Thereafter the bank concerned shall release the outstanding dues to the applicant in terms of the PPO within one month from the date of issue of PPO.</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>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
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EX.A. No. 63 of 2016
(Inre: T.A. No. 837 of 2010)

Dinesh Singh Kushwaha
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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 Mohd Zafar Khan, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>EX.A. No. 63 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 01.10.2015 passed in T.A. No. 837 of 2010.</p> <p>Heard Shri R Chandra, learned counsel for the applicant and Mohd Zafar Khan, learned counsel for the respondents.</p> <p>Learned counsel for the applicant submits that the applicant shall appear for Medical Board on 2nd March 2017. Respondents shall proceed in accordance with the order of the Tribunal with regard to Medical Board and also expedite the payment, if not already done.</p> <p>With the aforesaid observations, the Execution Application is disposed of.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

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

Sabhajeet Dubey
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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 Salen Xaxa, Departmental Representative.</p> <p>Dr Shailendra Sharma Atal, learned counsel for the respondents prays for and is granted one week to produce copy of the PPO.</p> <p>List this case on 06.03.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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Court No. 1 (List B)

EX.A. No. 63 of 2016

(Inre: O.A. No. 290 of 2013 Inre Leading connected OA No 167 of 2013))

Munna Lal & Others

Applicant

By Legal Practitioner for Petitioners

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

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	<p><u>27.02.2017</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 Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted a week's time to produce the necessary PPO.</p> <p>List this case on 06.03.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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EX.A. No. 212 of 2016
(Inre: O.A. No. 141 of 2013)

Ajit Kumar Giri
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri VK Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>EX.A. No. 212 of 2016</u></p> <p style="text-align: center;">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 29.09.2015 passed in O.A. No. 141 of 2013.</p> <p style="text-align: center;">At the threshold of the arguments, learned counsel for the respondents states that in compliance of the order of this Tribunal, necessary PPO has already been issued.</p> <p style="text-align: center;">It is directed that the Bank concerned shall release the outstanding dues to the applicant within one month from the date of presentation of a certified copy of this order.</p> <p style="text-align: center;">After hearing the learned counsel for the parties, this Execution Application is disposed of accordingly.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>PKG</p>

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M.A. No. 970 of 2015 with M.A. No. 2021 of 2015 and M.A. No. 1726 of 2016
(Inre: O.A. No. 98 of 2011)

Moti Lal Pandey
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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 SK Pandey, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Shri SK Pandey, learned counsel for the applicant prays for and is granted two weeks' further time to bring on record the documents of heirs in terms of order dated 08.09.2016. Shri Namit Sharma, learned counsel for the respondents may file supplementary counter affidavit within two weeks, thereafter.</p> <p>List this case on 12.05.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 2438 of 2016 with M.A. No. 212 of 2017
(Inre: O.A. No. Nil of 2016)

Ram Nagina Yadav
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>27.02.2017</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 Sandeep Tripathi, learned counsel for the applicant and Dr. Shaileendra Sharm Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Let the objection to the condonation of delay be filed by the respondents in M.A. 2438 of 2016 within four weeks. Replication, if any, may be filed by the applicant within two weeks, thereafter.</p> <p>Registry is directed to place the M.A. No. 212 of 2017(Application for taking objection on record) with the concerned record of the case ie. M.A. No. 2480 of 2016 Ex. Naik Shambhu Singh vs. Union of India and others.</p> <p>List this case on 23.05.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 19 of 2017
(Inre: O.A. No. Nil of 2017)

Khajan Ali
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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 Rakesh Kumar Yadav, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents.</p> <p>On call of the case, Shri Amit Jaiswal, learned counsel for the respondents prays for and is granted two weeks' time to file objection to the condonation of delay. Replication, if any, may be filed by the learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 25.05.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 20 of 2015

Sudhir Kumar

By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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 DN Pandey, learned counsel for the applicant and Shri DK Pandey, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Vakalatnama filed by Shri Ashish Saxena, Advocate, on behalf of the respondent No. 4 is taken on record.</p> <p>Shri Ashish Saxen appearing for respondent No. 4 states that the applicant has not submitted live certificate since 2011 to the Bank concerned . As such, the bank has stoped payment of his pension. Let the applicant submite live certificate in accordance with the law to that Bank and thereafter Bank shall ensure payment of pension to the applicant.</p> <p>List this case on 06.04.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 142 of 2016

Yaduvir Singh Sisodiya
By Legal Practitioner for Petitioner

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</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(Retd) YR Sharma, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Maj Salen Xaxa, OIC Legal Cell as well as Shri Amit Jaiswal, learned counsel for the respondents submit that recommendation with regard to payment of war injury and disability pension have been forwarded to Ministry of Defence and outcome is awaited.</p> <p>Let Ministry of Defence expedite the matter. Respondents shall bring on record the status report regarding payment of war injury and disability pension within a period of two months.</p> <p>List this case on 26.05.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(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 6 of 2016

Uma Shanker Bhatiya 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>27.02.2017</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 petitioner and Shri Anurag Mishra, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' and no more time to file fresh 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 29.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice D.P. Singh) Member (A) 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 72 of 2016

Deena Nath 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>27.02.2017</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 Ashwani Mishra, learned counsel for the petitioner and Shri Adesh Kumar Gupta, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 31.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 18 of 2011 With M.A. No 165 of 2017 with M.A. No 380 of 2017

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>27.02.2017</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 Shri Namit Sharma learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No 165 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><u>M.A. No 380 of 2017</u></p> <p>Supplementary rejoinder affidavit filed by learned counsel for the applicant is taken on record. M.A. aforesaid is disposed of accordingly.</p> <p>As prayed by learned counsel for the respondents, list this case on 24.03.2017 for further hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No 205 of 2015

Dashartha

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>27.02.2017</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: Mrs Kavita Belaura, holding brief of Shri Paarijaat Belaura, learned counsel for the applicant and Shri Ram Singh, learned counsel for Respondent No 4 along with Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for Respondent No 4 is permitted to file affidavit alongwith copy of order passed by Hon'ble High Court.</p> <p>List this case on 30.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No 26 of 2012 with M.A. No 381of 2017

Rajbir 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>27.02.2017</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 (Retd) Y.R. Sharma, learned counsel for the petitioner and Shri Amit Jaiswal, learned counsel for the respondents assisted by Wg Cdr Sardul Singh, Departmental Representative.</p> <p><u>M.A. No 381of 2017</u></p> <p>Supplementary rejoinder affidavit, filed by learned counsel for the applicant is taken on record. M.A. aforesaid is disposed of accordingly.</p> <p>Learned counsel for the respondents may file supplementary counter affidavit alongwith medical documents by the date fixed.</p> <p>List this case on 28.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List B)

T.A. No 32 of 2016

Nk Sabbo Singh

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>27.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>While dictating the judgment, it was found that there are some discrepancies which need clarification.</p> <p>List this case on 03.03.2017 for re-hearing.</p> <p>Learned counsel for the parties may be informed accordingly.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p>

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

M.A. No 338 of 2017 inre T.A. No 77 of 2013

Union of India & Others

Petitioner

By Legal Practitioner for Petitioner

Versus

Jainendra Kumar

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</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 G.S. Sikarwar, learned counsel for the petitioner.</p> <p>By means of this application, learned counsel for the petitioner has prayed to grant leave to appeal to petitioner to challenge the judgment and order dated 27.01.2017 passed in T.A. No 77 of 2013, Jainendra Kumar Vs. Union of India and others. He stated that letter of Army Headquarters of 1988 cannot supersede the rule. The question raised by the petitioner has been covered by the judgment of Hon'ble Apex Court passed in the case of Veerendra Kumar Dubey Vs. Chief of Army Staff & Others, Civil Appeal No (D) 32135 of 2015 and judgment of this Tribunal passed in O.A. No 168 of 2013, Abhilash Singh Kushwah, Vs. Union of India and others, decided on 23.09.2015.</p> <p>The Chief of the Army Staff as well as the Government in pursuance to Army Act, 1950 are statutory authorities and they have right to issue order or circular regulating service conditions in pursuance to provisions contained in Army Act, 1950 and Rule 2A of Rule 13. In case such statutory power is exercised, circular or order is issued thereon it shall be binding and mandatory in nature subject to limitations contained in the Army Act, 1950 itself and Article 33 of the Constitution of India. It is well settled law that Chief of Army Staff has got right to deal with the service condition to meet out the exigencies of service and to fulfill the vacuums.</p> <p>Since the question raised by the petitioner has already been settled by the decision in the cases of Veerendra Kumar Dubey (supra) and Abhilash Singh Kushwah (supra), there appears no question of law arises of public importance which may call for grant of leave to appeal in the public interest under Section 31 (2) of AFT Act, 2007.</p> <p>Accordingly, application for leave to appeal is rejected.</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)

T.A. No. 12 of 2016

Tohid Ahmad

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>23.02.2017</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: Petitioner Shri Tohid Ahmed in person and Dr. Shesh Narain Pandey, learned counsel for the respondents.</p> <p>On call of the case, petitioner Shri Tohid Ahmad states that his learned counsel is sick and prays for adjournment of the case. He states that he will supply bench copy by the date fixed.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 28.03.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List B)

T.A. No. 11 of 2017

Ram Chand Tripathi
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>23.02.2017</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 on behalf of respondents by Dr. Gyan Singh, Advocate is taken on record. His name be shown as counsel for the respondents, when the case is listed next.</p> <p>Present: Shri Shailendra Kumar Singh holding brief of Shri Rakesh Johri and Dr. Gyan Singh, learned counsel for the respondents.</p> <p>On call of the case Shri Shailendra Kumar Singh, Advocate, submits that Shri Rakesh Johri has gone to hospital and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 29.03.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p style="text-align: center;">(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. 65 of 2010

Ganesh Babu KV
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>23.02.2017</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 Shri Ganesh Babu KV in person alongwith Shri VK Pandey, learned counsel for the applicant and Dr Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Let a fresh notice be issued to Respondent No 6 through DGMS, Army Headquarters, who shall ensure the service of notice from his own agency. Learned counsel for the applicant shall file fresh process within a week. It is for the Respondent Nos. 1 to 6 to bring entire material on record..</p> <p>Keeping in view the pleadings on record, there is no need to make party to Respondent No 7. Learned counsel for the applicant shall delete the name of Respondent No 7 from array of parties.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 24.03.2017 for hearing.</p> <p>Applicant Ganesh Babu K.V. shall again appear in the Court on the next date of hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p style="text-align: center;">(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. 214 of 2015

Mritunjay 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>23.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri R Chandra, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Argument concluded.</p> <p>Order reserved.</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)

T.A. No. 185 of 2009

Vijay Kumar Yadav
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>23.02.2017</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. Chet Narain Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Case called out. Neither the petitioner nor his counsel is present nor there is any request to pass over the case. Learned counsel for the respondents has strongly opposed to pass over the case.</p> <p>Accordingly, the case is dismissed for non prosecution.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</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 with M.A. No 2350 of 2016

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>23.02.2017</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 holding brief of Shri Yash Pal Singh, learned counsel for the petitioner and Dr. Shailendra Sharma Atal, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>On call of the case Shri R Chandra, Advocate, submits that Shri Yash Pal Singh has gone to High Court and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 03.03.2017 for hearing.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</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)

T.A. No. 32 of 2016

Ex Nk Sabbo Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</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 petitioner and Dr. Gyan Singh, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Argument concluded.</p> <p>Order reserved.</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)

T.A. No. 33 of 2016

Smt. Premawati Devi
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</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 VPS Vats, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p>Issue fresh notice to the petitioner returnable by last week of March 2017.</p> <p>List this case on 30.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A) ukt/-</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

**T.A. No. 41 of 2016 with M.A. No 373 of 2017, M.A. No 374 of 2017
and M.A. No 375 of 2017**

Smt. Shakuntla Devi
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</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 Pranat Sharma, learned counsel for the petitioner and Shri Anurag Mishra, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No 373 of 2017</u></p> <p>By means of this amendment application, learned counsel for the petitioner wants to add certain facts which will not change the nature of the case. The reasons given in amendment application seem to be genuine. Learned counsel for the respondents has no objection.</p> <p>Amendment application is allowed. Learned counsel for the petitioner shall carryout the proposed amendment during course of the day.</p> <p><u>M.A. No 374 of 2017</u></p> <p>Supplementary rejoinder affidavit filed by learned counsel for the petitioner is taken on record. M.A. aforesaid is disposed of accordingly.</p> <p><u>M.A. No 375 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>Pleadings have been exchanged.</p> <p>List this case on 28.03.2017 for hearing.</p> <p>On the date fixed, the respondents shall produce relevant original record pertaining to the case for perusal of the Bench.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List B)

M.A. No. 357 of 2017
In Re: O.A. No. Nil of 2017

Jhaboo 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>23.02.2017</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 AN Tripathi, 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 Virat Anand Singh, learned counsel for the applicant and Shri AN Tripathi, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 357 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 11 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 21.02.2017.</p> <p>Shri AN Tripathi, 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 08.05.2017 for admission.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(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. 359 of 2017
In Re: O.A. No. Nil of 2017

Ram Kripal & Another
By Legal Practitioner for Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</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 RKS Chauhan, 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 Parijaat Belaura, learned counsel for the applicant and Shri RKS Chauhan, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 359 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 07 years, 02 months and 07 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 17.02.2017.</p> <p>Shri RKS Chauhan, 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 09.05.2017 for admission.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 362 of 2017
In Re: O.A. No. Nil of 2017

Smt Janki 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>23.02.2017</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 Chatarji, 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 KKS Bisht, learned counsel for the applicant and Shri Kaushik Chatarji, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 362 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 07 years, 06 months and 03 days. Copy of this application has been served upon the learned Standing Counsel for the respondents on 22.02.2017.</p> <p>Shri Kaushik Chatarji, 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 11.05.2017 for admission.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(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)

EX-A. No. 31 of 2017
In Re: T.A. No. 11 of 2014

Ayodhya Prasad
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri RK Dixit, learned counsel for the petitioner and Shri Namit Sharma, learned counsel for the respondents along with Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;">As prayed by Shri Namit Sharma learned counsel for the respondents, four weeks time is granted to submit status report as to why the order of the Tribunal dated 23.09.2016 T.A. No. 11 of 2014 has not been complied with.</p> <p style="text-align: center;">List this case on 28.04.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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)

EX-A. No. 34 of 2017
Inre: O. A. No. 303 of 2015

Durgesh Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>23.02.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri KKS Bisht, learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents alongwith Maj Salen Xaxa Departmental Representative.</p> <p>As prayed by Shri Sunil Sharma learned counsel for the respondents, four weeks time is granted to submit status report as to why the order of the Tribunal dated 04.10.2016 O.A. No. 303 of 2015 has not been complied with.</p> <p>List this case on 28.04.2017 for orders.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>RS/</p>