

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

ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

DY.No. 81 of 2017 Inre O.A. No. Nil of 2017

Dharampal Balmiki
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>13.01.2017</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 Anurag Mishra on behalf of respondents is taken on record. Let his name be shown as counsel for the respondents, when the case is listed next.</p> <p>Present : Shri Vijay Kumar Pandey, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Learned counsel for the applicant submits that the applicant went on leave on 14.09.2007, thereafter he could not join duty for a long time due to some reasons as such he has been discharged/dismissed from service but no order regarding discharge/dismissal has been served upon applicant.</p> <p>On the other hand learned counsel for the respondents submits that applicant has been dismissed from service.</p> <p>Applicant is directed to represent his case raising all his grievances to authority concerned within one month from today.</p> <p>In case, applicant submits his representation alongwith copy of this order, authority concerned shall look into the matter in accordance with law and decide his representation by a reasoned and speaking order, in accordance with law, expeditiously say within a period of three months from the date of receipt of representation and communicate the decision to the applicant. All the adverse orders passed against the applicant shall be communicated to him by the respondents.</p> <p>With the aforesaid directions and with the consent of learned counsel for the respondents, we dispose of the Original Application at admission stage itself.</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. 61 of 2017 with M.A. No. 62 of 2017 Inre O.A. No. 455 of 2012

Prashant 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>13.01.2017</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 Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Departmental Representative for the respondents prays for and is granted four weeks' time to file objection on application for condonation of delay in filing restoration application. Replication, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p>List this case on 06.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 6 of 2016

Uma Shanker Bhartiya
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>13.01.2017</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 Anurag Mishra, learned counsel for the respondents.</p> <p>List this case on 30.01.2017 for orders to enable learned counsel for the applicant to file Bench Copy of the case.</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. 60 of 2013 with M.A. No. 1744 of 2016, M.A. No. 2669 of 2016, M.A. No. 50 of 2017 Inre O.A. No. 419 of 2011

Satya Narayan Singh & Ors

Applicants

By Legal Practitioner for Applicants

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.01.2017</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 Shri A.N. Tripathi, learned counsel for the respondents and Shri D.C. Lohumi, learned counsel for State Bank of India, Azamgarh.</p> <p>Affidavit filed by Shri D.C. Lohumi, learned counsel for State Bank of India, Azamgarh stating payment of dues to Ram Achal Upadhyay is taken on record.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to receive instructions from the authority concerned as to why inspite of issuance of PPO, outstanding amount due to other applicants have not been paid and file compliance report.</p> <p>List this case on 16.01.2017 for orders in Court No 1 (List A).</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.150 of 2016 with M.A. No. 49 of 2017 Inre O.A. No. 247 of 2013

Sawaran 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>13.01.2017</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 Shri A.K. Gupta learned counsel for the respondents.</p> <p>We have heard learned counsel for the parties.</p> <p>Learned counsel for the respondents submits that in compliance of judgment and order dated 18.11.2015 passed in O.A. No 247 of 2013, necessary PPO has been issued.</p> <p>Since PPO has been issued we direct the Bank concerned to release the outstanding dues to the applicant expeditiously say within a period of one month from the date of production of a certified copy of this order.</p> <p>With aforesaid directions, we dispose of this execution application finally.</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. 1842 of 2014 Inre O.A. No. Nil of 2014

Rajesh Kumar Awasthi

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>13.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Applicant Shri Rajesh Kumar Awasthi in person and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Shri Rajesh Kumar Awasthi appears and states that his counsel Shri P.N. Chaturvedi has not come to the Court as he is sick and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 17.04.2017 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)

M.A. No. 2306 of 2016 Inre O.A. No. 26 of 2014

Jagdamba Prasad 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>13.01.2017</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: Udai Bhan Pandey, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>The order of this Tribunal dated 19.11.2015 has not been complied with. On 13.10.2016 we had directed to learned counsel for the respondents to comply with the order and submit compliance report but the same has not yet been complied with. Today again learned counsel for the respondents seeks time to comply the order.</p> <p>As prayed, learned counsel for the respondents is granted four weeks time to comply with the order and file compliance report subject to payment of Rs. 10,000/- as cost. The cost shall be deposited in Registry before the date fixed which shall be released in favour of the applicant through cheque.</p> <p>List this case on 20.02.2017 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. 2313 of 2016 Inre O.A. No. Nil of 2016

Kali Prasad Sharma

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>13.01.2017</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 Mohd Zafar Khan, learned counsel for the respondents.</p> <p><u>M.A. No. 89 of 2017</u></p> <p>Objection on application for condonation of delay filed by learned counsel for the respondents is taken on record. Learned counsel for the applicant prays for and is granted four weeks' time to file replication for the same.</p> <p>List this case on 18.04.2017 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. 62 of 2011 with M.A. No. 2023 of 2016

Puran Chand Bhatt

Applicant

By Legal Practitioner for Applicant

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.01.2017</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>It has been informed by the members of the Bar that Shri P.N. Chaturvedi, Advocate has not come to the Court as he is sick.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 19.04.2017 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. 226 of 2014 with M.A. No. 1898 of 2016

Radhey Shyam Upadhya

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>13.01.2017</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 Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file affidavit in terms of earlier order dated 03.10.2016.</p> <p>List this case on 08.03.2017 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. 163 of 2016

Laxman 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>13.01.2017</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 Dr. Shailendra Sharma Atal, 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 four weeks.</p> <p>List this case on 09.05.2017 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)

T.A. No. 1093 of 2010 with M.A. No. 53 of 2017

Smt. Prasandi Devi

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>13.01.2017</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 Adesh Kumar Gupta, learned counsel for the respondents.</p> <p><u>M.A. No. 53 of 2017</u></p> <p>Supplementary rejoinder affidavit filed by learned counsel for the applicant is taken on record.</p> <p>Learned counsel for the respondents submits that original documents pertaining to case are not available today and prays for adjournment of the case.</p> <p>In view of the prayer made by learned counsel for the respondents, last opportunity is granted to produce original document.</p> <p>The matter pertains to year 1980. Being an old case, matter will be heard peremptorily on 30.01.2017.</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. 1224 of 2010

Ravindra Nath 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>13.01.2017</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 Manoj Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>List this case on 18.01.2017 for hearing alongwith service report.</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. 227 of 2014

Bhagwati 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>13.01.2017</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.C. Lohumi, learned counsel for the applicant and Maj Salen Xaxa, Departmental representative for the respondents.</p> <p>List this case on 27.01.2017 for hearing in Court No 1 (List A).</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. 304 of 2015

Rajendra 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>13.01.2017</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.K. Sharma, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties and perused the record.</p> <p>Learned counsel for the applicant submitted that the applicant was recruited in Indian Army on 23 November, 1971 and served the Army till 01 December 1981 and was discharged/dismissed thereafter. The applicant was discharged/dismissed from service forcefully after getting signatures on certain blank papers by the superior authority. He submitted that the applicant could not approach the court earlier because of some domestic problem. He further submitted that the applicant is entitled payment of pension.</p> <p>On the other hand, learned counsel for the respondents submitted that minimum 15 years of service is required for earning pension whereas the applicant has rendered only 10 years of service. Since the applicant has not completed 15 years of service, he is not entitled for pension. Since the difference in his service rendered and pensionable service is approximately 5 years, no provision exists to grant him pension.</p> <p>Considering the arguments advanced by learned counsel for the parties, it appears that though grant of pension is recurring cause of action, but since the applicant has not completed 15 years of service as mandatory under Policy and Rules, he is not entitled to grant of pension. Admittedly, other dues have already been paid to the applicant.</p> <p>Keeping in view the facts of the case, it comes out that since the applicant has served only for approximately 10 years, under the Rules, the applicant is not entitled for grant of pension. It also comes out that short fall of approximately 5 years of service for grant of</p>

pension, cannot be condoned even by the Government.

Original Application lacks merit and is accordingly **dismissed**.

(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)

O.A. No. 160 of 2016

Ram Naresh 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>13.01.2017</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 applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</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)</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. 246 of 2016

Nichkoo Charmkar

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>13.01.2017</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 Manoj Kumar Singh, learned counsel for the applicant and Shri Kaushik Chattarji, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' further time to 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 15.05.2017 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)

DY.No. 81 of 2017 Inre O.A. No. Nil of 2017

Dharampal Balmiki
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>13.01.2017</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 Anurag Mishra on behalf of respondents is taken on record. Let his name be shown as counsel for the respondents, when the case is listed next.</p> <p>Present : Shri Vijay Kumar Pandey, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents.</p> <p>Learned counsel for the applicant submits that the applicant went on leave on 14.09.2007, thereafter he could not join duty for a long time due to some reasons as such he has been discharged/dismissed from service but no order regarding discharge/dismissal has been served upon applicant.</p> <p>On the other hand learned counsel for the respondents submits that applicant has been dismissed from service.</p> <p>Applicant is directed to represent his case raising all his grievances to authority concerned within one month from today.</p> <p>In case, applicant submits his representation alongwith copy of this order, authority concerned shall look into the matter in accordance with law and decide his representation by a reasoned and speaking order, in accordance with law, expeditiously say within a period of three months from the date of receipt of representation and communicate the decision to the applicant. All the adverse orders passed against the applicant shall be communicated to him by the respondents.</p> <p>With the aforesaid directions and with the consent of learned counsel for the respondents, we dispose of the Original Application at admission stage itself.</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. 61 of 2017 with M.A. No. 62 of 2017 Inre O.A. No. 455 of 2012

Prashant 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>13.01.2017</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 Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>Departmental Representative for the respondents prays for and is granted four weeks' time to file objection on application for condonation of delay in filing restoration application. Replication, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.</p> <p>List this case on 06.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A) PKG</p> <p>(Justice D.P. Singh) Member (J)</p>

Form No. 4
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ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

T.A. No. 6 of 2016

Uma Shanker Bhartiya
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>13.01.2017</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 Anurag Mishra, learned counsel for the respondents.</p> <p>List this case on 30.01.2017 for orders to enable learned counsel for the applicant to file Bench Copy of the case.</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. 60 of 2013 with M.A. No. 1744 of 2016, M.A. No. 2669 of 2016, M.A. No. 50 of 2017 Inre O.A. No. 419 of 2011

Satya Narayan Singh & Ors

Applicants

By Legal Practitioner for Applicants

Versus

Union of India & others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.01.2017</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 Shri A.N. Tripathi, learned counsel for the respondents and Shri D.C. Lohumi, learned counsel for State Bank of India, Azamgarh.</p> <p>Affidavit filed by Shri D.C. Lohumi, learned counsel for State Bank of India, Azamgarh stating payment of dues to Ram Achal Upadhyay is taken on record.</p> <p>Learned counsel for the respondents prays for and is granted four weeks' time to receive instructions from the authority concerned as to why inspite of issuance of PPO, outstanding amount due to other applicants have not been paid and file compliance report.</p> <p>List this case on 16.01.2017 for orders in Court No 1 (List A).</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.150 of 2016 with M.A. No. 49 of 2017 Inre O.A. No. 247 of 2013
Sawaran Singh Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.01.2017</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 Shri A.K. Gupta learned counsel for the respondents.</p> <p>We have heard learned counsel for the parties.</p> <p>Learned counsel for the respondents submits that in compliance of judgment and order dated 18.11.2015 passed in O.A. No 247 of 2013, necessary PPO has been issued.</p> <p>Since PPO has been issued we direct the Bank concerned to release the outstanding dues to the applicant expeditiously say within a period of one month from the date of production of a certified copy of this order.</p> <p>With aforesaid directions, we dispose of this execution application finally.</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. 1842 of 2014 Inre O.A. No. Nil of 2014

Rajesh Kumar Awasthi

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>13.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Applicant Shri Rajesh Kumar Awasthi in person and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Shri Rajesh Kumar Awasthi appears and states that his counsel Shri P.N. Chaturvedi has not come to the Court as he is sick and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 17.04.2017 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)

M.A. No. 2306 of 2016 Inre O.A. No. 26 of 2014

Jagdamba Prasad 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>13.01.2017</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: Udai Bhan Pandey, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>The order of this Tribunal dated 19.11.2015 has not been complied with. On 13.10.2016 we had directed to learned counsel for the respondents to comply with the order and submit compliance report but the same has not yet been complied with. Today again learned counsel for the respondents seeks time to comply the order.</p> <p>As prayed, learned counsel for the respondents is granted four weeks time to comply with the order and file compliance report subject to payment of Rs. 10,000/- as cost. The cost shall be deposited in Registry before the date fixed which shall be released in favour of the applicant through cheque.</p> <p>List this case on 20.02.2017 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. 2313 of 2016 Inre O.A. No. Nil of 2016

Kali Prasad Sharma

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>13.01.2017</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 Mohd Zafar Khan, learned counsel for the respondents.</p> <p><u>M.A. No. 89 of 2017</u></p> <p>Objection on application for condonation of delay filed by learned counsel for the respondents is taken on record. Learned counsel for the applicant prays for and is granted four weeks' time to file replication for the same.</p> <p>List this case on 18.04.2017 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. 62 of 2011 with M.A. No. 2023 of 2016

Puran Chand Bhatt

Applicant

By Legal Practitioner for Applicant

Versus

Chief of Army Staff & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.01.2017</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>It has been informed by the members of the Bar that Shri P.N. Chaturvedi, Advocate has not come to the Court as he is sick.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 19.04.2017 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. 226 of 2014 with M.A. No. 1898 of 2016

Radhey Shyam Upadhya

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>13.01.2017</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 Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' time to file affidavit in terms of earlier order dated 03.10.2016.</p> <p>List this case on 08.03.2017 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. 163 of 2016

Laxman 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>13.01.2017</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 Dr. Shailendra Sharma Atal, 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 four weeks.</p> <p>List this case on 09.05.2017 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)

T.A. No. 1093 of 2010 with M.A. No. 53 of 2017

Smt. Prasandi Devi

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>13.01.2017</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 Adesh Kumar Gupta, learned counsel for the respondents.</p> <p><u>M.A. No. 53 of 2017</u></p> <p>Supplementary rejoinder affidavit filed by learned counsel for the applicant is taken on record.</p> <p>Learned counsel for the respondents submits that original documents pertaining to case are not available today and prays for adjournment of the case.</p> <p>In view of the prayer made by learned counsel for the respondents, last opportunity is granted to produce original document.</p> <p>The matter pertains to year 1980. Being an old case, matter will be heard peremptorily on 30.01.2017.</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. 1224 of 2010

Ravindra Nath 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>13.01.2017</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 Manoj Kumar Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>List this case on 18.01.2017 for hearing alongwith service report.</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. 227 of 2014

Bhagwati 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>13.01.2017</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.C. Lohumi, learned counsel for the applicant and Maj Salen Xaxa, Departmental representative for the respondents.</p> <p>List this case on 27.01.2017 for hearing in Court No 1 (List A).</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>

ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 304 of 2015

Rajendra 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>13.01.2017</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.K. Sharma, learned counsel for the applicant and Shri Adesh Kumar Gupta, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties and perused the record.</p> <p>Learned counsel for the applicant submitted that the applicant was recruited in Indian Army on 23 November, 1971 and served the Army till 01 December 1981 and was discharged/dismissed thereafter. The applicant was discharged/dismissed from service forcefully after getting signatures on certain blank papers by the superior authority. He submitted that the applicant could not approach the court earlier because of some domestic problem. He further submitted that the applicant is entitled payment of pension.</p> <p>On the other hand, learned counsel for the respondents submitted that minimum 15 years of service is required for earning pension whereas the applicant has rendered only 10 years of service. Since the applicant has not completed 15 years of service, he is not entitled for pension. Since the difference in his service rendered and pensionable service is approximately 5 years, no provision exists to grant him pension.</p> <p>Considering the arguments advanced by learned counsel for the parties, it appears that though grant of pension is recurring cause of action, but since the applicant has not completed 15 years of service as mandatory under Policy and Rules, he is not entitled to grant of pension. Admittedly, other dues have already been paid to the applicant.</p> <p>Keeping in view the facts of the case, it comes out that since the applicant has served only for approximately 10 years, under the Rules, the applicant is not entitled for grant of pension. It also comes out that short fall of approximately 5 years of service for grant of</p>

pension, cannot be condoned even by the Government.

Original Application lacks merit and is accordingly **dismissed**.

(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)

O.A. No. 160 of 2016

Ram Naresh 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>13.01.2017</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 applicant and Shri R.C. Shukla, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</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)</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. 246 of 2016

Nichkoo Charmkar

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>13.01.2017</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 Manoj Kumar Singh, learned counsel for the applicant and Shri Kaushik Chattarji, learned counsel for the respondents.</p> <p>Learned counsel for the respondents prays for and is granted two weeks' further time to 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 15.05.2017 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. 15 of 2017

Om Prakash 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>12.01.2017</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 Virendra Singh on behalf of respondents is taken on record. Let his name be shown as counsel for the respondents, when the case is listed next.</p> <p>Present : Shri P.K. Shukla, learned counsel for the applicant and Shri Virendra Singh, learned counsel for the respondents.</p> <p>Having heard learned counsel for the parties, we feel 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 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 02.05.2017 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)

EX.A. No. 188 of 2016 Inre O.A. No. 24 of 2017 Inre T.A. No. 126 of 2011
Santosh Kumar Sharma Applicant

By Legal Practitioner for Applicant

Versus

Union of India & others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.01.2017</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. Kauntae, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the respondents states that in compliance of judgment and order dated 18.09.2015 passed in T.A. No. 126 of 2011, PPO has been issued. Copy of PPO has been served upon learned counsel for the applicant today in the Court. Keeping in view of the fact that necessary PPO has been issued, no fruitful purpose would be served in keeping the matter pending.</p> <p>Since the PPO has been issued, bank concerned is directed to release the amount due to the applicant within one month from the date of production of a certified copy of this order.</p> <p>The cost has already been deposited in the Registry, which shall be released through cheque in the name of applicant.</p> <p>With aforesaid direction, the execution application is disposed of finally.</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. 189 of 2016 Inre O.A. No. 346 of 2011

Ram Prakash Pal

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>12.01.2017</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 applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the respondents states that judgment and order under execution has been complied with which has not been objected by learned counsel for the applicant.</p> <p>Since the PPO has been issued, bank concerned is directed to release the amount due to the applicant within one month from the date of production of a certified copy of this order.</p> <p>With aforesaid direction, the execution application is disposed of finally.</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. 239 of 2016 Inre O.A. No. 320 of 2013

Manoj 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>12.01.2017</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 Maj Salen Xaxa, Departmental Representative for the respondents.</p> <p>On call of the case, Departmental Representative for the respondents submits that in compliance to judgment and order under execution, Govt. sanction has been issued.</p> <p>Let necessary PPO be issued and status report may be filed by learned counsel for the respondents by the date fixed.</p> <p>List this case on 21.02.2017 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. 1884 of 2014 with M.A. No. 2323 of 2016

Smt. Mithilesh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.01.2017</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>List has been revised. Neither the applicant nor his counsel is present nor is there any request to pass over the case.</p> <p>M.A. No 1884 of 2014 with M.A. No 2323 of 2016 are dismissed for non prosecution.</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. 976 of 2016 with M.A. No. 2236 of 2016 Inre O.A. No. Nil of 2016
Bhaju Ram Prasad Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.01.2017</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.P. Pandey, learned counsel for the applicant and Shri V.P.S. Vats, learned counsel for the respondents.</p> <p>Objection on application for condonation of delay filed by learned counsel for the respondents is taken on record. Learned counsel for the applicant prays for and is granted two weeks' time to file replication for the same.</p> <p>List this case on 21.04.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>pkg</p>

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

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 95 of 2016

Anil 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>12.01.2017</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 Rakesh Johri (Retd), learned counsel for the applicant and Shri Sunil Sharma, learned counsel for the respondents.</p> <p><u>M.A. No of 2016</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>Affidavits have been exchanged.</p> <p>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) 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. 207 of 2016 with M.A. No. 22 of 2017 & M.A. No. 48 of 2017

Sushila Kumari

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>12.01.2017</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 applicant, Ms. Appoli Shrivastava, learned counsel for the respondents, Shri BPS Chauhan for Respondent No 4 and Shri Sarad Kumar Shukla learned counsel for Respondent No 5.</p> <p>It appears from the pleadings that without any authority Bank has stopped the payment of pension to the applicant. Learned counsel for the applicant submits that though PCDA (P), Allahabad had directed Respondent No 5 to pay pension to the applicant vide their letter dated 18.08.2015 and 31.03.2016 but Manager, Central Bank of India, Faizabad, Respondent No 5 has stopped payment of pension at their own.</p> <p>Shri Sharad Kumar Shukla, learned counsel appearing for the respondent Bank states that according to their own vigilance inquiry, there was some report about impersonation, as such the payment has been stopped. Such arbitrary action by the Bank concerned has deprived the rightful right of the applicant. In any case, the Bank concerned cannot stop the payment to the applicant when specific instruction has been issued.</p> <p>The Court, while passing the earlier order dated 14.10.2016 has made following observations:-</p> <p><i>“.....There seems to be some serious manipulation on part of Respondent No. 5. Accordingly we direct Chief Manager, Central Bank of India, CPPC, 2nd Floor, MMO Bldg, M.G. Road, Fort Mumbai to hold inquiry against The Manager, Central Bank of India, Civil Lines, Faizabad (UP) that on which ground family pension of the applicant has been stopped. Further we direct Respondent No. 5 to clear dues of the applicant in accordance with law and in accordance with letter issued by PCDA (Pension) Allahabad.</i></p>

Chief Manager, Central Bank of India, CPPC, 2nd Floor, MMO Bldg, M.G. Road, Fort Mumbai, to inform this Court, as to whether an inquiry has been initiated against Respondent No 5 or not to enquire why payment of family pension to the applicant has been stopped and the outcome of the said inquiry by the next date.”

Chief Manager, Central Bank of India, CPPC, 2nd Floor, MMO Bldg, M.G. Road, Fort Mumbai is directed to look into the matter. In case no instruction is received from him, there will be no option for the Court but to issue bailable warrant to defaulting bank officials as to why appropriate action be not taken against them.

The Bank concerned is directed to immediately release the pensionary benefits to the applicant and for any commission or omission on the part of the Bank, the Bank concerned shall send its report to PCDA (P), Allahabad who shall look into the matter. In case the amount is not released to the applicant within one month from today, appropriate action will be taken against Bank concerned in accordance with law.

We make it open to the applicant Shri Yashwant Kumar son of late Bharat Singh, who has moved the impleadment application to approach the PCDA (P), Allahabad for redressal of his grievance, who shall look into the matter.

Let a copy of the order dated 14.10.2016 as well as the copy of this order passed today be sent to the Chief Manager, Central Bank of India, CPPC, 2nd Floor, MMO Bldg, M.G. Road, Fort, Mumbai by the Registry within a week.

List this case on **17.04.2017** for orders.

(Lt Gen Gyan Bhushan)
Member (A)

Ukt

(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)

O.A. No. 277 of 2016

Bimal Kishor Charan
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>12.01.2017</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 Y.R. Sharma, learned counsel for the applicant and Maj Salen Xaxa, Departmental Representative 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 04.05.2017 for order.</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. 83 of 2013

Uma Shankar 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>12.01.2017</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.</p> <p>Learned counsel for the respondents prays for and is granted a week's further time to file affidavit in terms of earlier order of this Tribunal dated 25.11.2016. Learned counsel for the applicant may file replication for the same within a week, thereafter.</p> <p>List this case on 09.02.2017 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. 138 of 2010

Lal Chandra Dubey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.01.2017</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>It has been informed by the members of the Bar that Shri P.N. Chaturvedi, Advocate has not come to the Court as he is sick.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 31.01.2017 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. 262 of 2012

Mahesh Singh @ Shyam
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>12.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.K. Shukla, holding brief of Shri Shailendra Kumar Singh, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>On call of the case, Shri P.K. Shukla, states that Shri Shailendra Kumar Singh, is out of station, as such the case may be adjourned. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 09.02.2017 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. 219 of 2015

Kamta 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>12.01.2017</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 O.P. Kushwaha, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>On call of the case Shri O.P. Kushwaha appears and states that his senior Shri A.K. Maurya is not available today and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 20.03.2017 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. 200 of 2016

Ram Murty 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>12.01.2017</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 Rajendra Yadav, learned counsel for the applicant and Maj Salex Xaxa, Departmental representative for the respondents.</p> <p>Departmental Representative 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 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)</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. 278 of 2016

Chhedi 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>12.01.2017</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.P. 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 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 08.05.2017 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)

T.A. No. 25 of 2014

Sashi Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>12.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri P.K. Shukla, holding brief of Shri Rohit Kumar, learned counsel for the applicant and Shri D.K. Pandey, learned counsel for the respondents.</p> <p>On call of the case, Shri P.K. Shukla states that Shri Rohit Kumar is out of station today and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>In the interest of justice, the case is adjourned.</p> <p>List this case on 01.02.2017 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. 4 of 2017
(Inre: O.A. No. 15 of 2016)

Zile Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.01.2017</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 Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>On call of the case, learned counsel for the respondents states that compliance of judgment and order dated 29.01.2016 passed in O.A. No 15 of 2016 is in process. He prays for and is granted four weeks' time to seek instructions from the authority concerned and file status report.</p> <p>List this case on 23.02.2017 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)

EX.-A. No. 41 of 2013 with M.A. No. 1189 of 2016
(Inre: O.A. No. 328 of 2012)

Kanhai Singh 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>11.01.2017</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 Bachchan Singh, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p>A statement has been made by learned counsel for the respondents as well as Departmental Representative that in compliance of the judgment and order of the Tribunal dated 17.10.2012 passed in O.A. No 328 of 2012, necessary PPO has been issued on 07.03.2017 and the entire outstanding dues, including arrears of pension commencing from 01.01.2006 have been paid to the applicant.</p> <p>Keeping in view the statement made by the Departmental Representative that PPO has been issued and order of the Tribunal has been complied with, this execution application has been become infructuous and is hereby dismissed.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List B)
EX.-A. No. 205 of 2016
(Inre: T.A. No. 166 of 2009)

Ram Bhawan 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>11.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Applicant Shri Ram Bhawan Mishra in person and Shri Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>On 13.10.2016 an order was passed directing the respondents to comply with the judgment and order of this Tribunal dated 18.10.2016 by the date fixed, otherwise heavy cost will be imposed on the respondents but the order has not been complied with.</p> <p>Today, learned counsel for the respondents is again asking for one month's time to implement the order.</p> <p>Time prayed for is granted, subject to payment of cost of Rs 25,000/-, to be deposited in the Registry, which shall be given to the applicant by cheque.</p> <p>List this case on 01.03.2017 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>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. 2040 of 2015
(Inre: O.A. No. Nil of 2015)

Smt. Anita 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>11.01.2017</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 VR Chaubey, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant seeks adjournment to enable him to produce the case law. Learned counsel for the respondents has no objection. Accordingly, the case is adjourned.</p> <p style="text-align: center;">List this case on 13.04.2017 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>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. 499 of 2016 with M.A. No. 1773 of 2016 and M.A. No. 2218 of 2016

Sanjay Prakash Agnihotri
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>11.01.2017</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 JN Mishra, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents alongwith Maj Salen Xaxa, Departmental representative.</p> <p><u>M.A. No. 499 of 2016</u></p> <p>Heard learned counsel for the parties on application for condonation of delay in filing original application.</p> <p>By means of this application, learned counsel for the applicant has prayed for grant of disability pension. Grant of disability pension is a recurring cause of action. The reasons given in affidavit filed in support of application for condonation of delay seems to be genuine.</p> <p>Application for condonation of delay is allowed and delay in filing the original application is condoned. Objection raised by learned counsel for the respondents is rejected.</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 learned counsel for the applicant within two weeks' thereafter.</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>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. 1338 of 2016 with M.A. No. 1795 of 2016

AK 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>11.01.2017</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: Mohd. Shariq Khan holding brief of Shri VA Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p><u>M.A. No. 1338 of 2016</u></p> <p>Heard learned counsel for the parties on application for condonation of delay in filing original application.</p> <p>By means of this application, learned counsel for the applicant has prayed for grant of disability pension. Grant of disability pension is a recurring cause of action. The reasons given in affidavit filed in support of application for condonation of delay seems to be genuine.</p> <p>Application for condonation of delay is allowed and delay in filing the original application is condoned. Objection raised by learned counsel for the respondents is rejected.</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 learned counsel for the applicant within two weeks' thereafter.</p> <p>List this case on 01.05.2017 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>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. 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>11.01.2017</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: Mohd. Shariq Khan, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file replication to objection on application for condonation of delay.</p> <p>List this case on 24.04.2017 for orders .</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 1 (List B)

O.A. No. 100 of 2011 with M.A. No. 2245 of 2016 & M.A. No. 2607 of 2016

Ajay Kumar 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>11.01.2017</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 Bhanu Pratap Singh, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted three weeks' and no more time to file replication to objection on application for condonation of delay.</p> <p>List this case on 06.02.2017 for orders.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 1 (List B)
O.A. No. 3 of 2016

Prakash Narain 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>11.01.2017</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 Abhishek Singh, learned counsel for the applicant and Dr. Shailendra Sharma Atal,, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted two weeks' further time to file rejoinder affidavit.</p> <p>List this case on 25.04.2017 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>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. 87 of 2013

Mahindra Singh Bisht
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.01.2017</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 VR Chaubey holding brief of Shri Alam Singh, learned counsel for the applicant and Shri Ashish Kumar Singh, learned counsel for the respondents.</p> <p>Shri VR Chaubey submits that Shri Alam Singh, learned counsel for the applicant is not available today and prays for adjournment of the case. Learned counsel for the respondents has no objection.</p> <p>Accordingly, the case is adjourned.</p> <p>List this case on 17.02.2017 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>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. 524 of 2012 alongwith O.A. No. 168 of 2012(Decided)
With M.A. No. 2280 of 2016 & M.A. No. 2700 of 2016**

Km. Basanti

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>11.01.2017</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 Namit Sharma, learned counsel for the respondents alongwith Shri R.B. Sharma, Senior Account Officer, PCDA (P), Allahabad.</p> <p>Shri RB Sharma, Senior Account Officer, PCDA (P), Allahabad has submitted a chart containing the details of payment made to the applicant.</p> <p>As prayed by learned counsel for the respondent, list this case on 21.02.2017 for hearing.</p> <p>Learned counsel for the respondents is directed to produce the latest book of Pension Regulations for the Army, printed by the Govt. Press to solve the problem with regard to Regulation 230 of Pension Regulation for the Army 1961.</p> <p>Shri RB Sharma need not to appear in Court again.</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. 323 of 2015

Pramod Kumar 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>11.01.2017</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 VP Pandey, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' further time to file rejoinder affidavit.</p> <p>List this case on 20.03.2017 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 style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 14 of 2016

Mohan Bahadur Thapa
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>11.01.2017</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 VP Pandey, holding brief of Shri KKS Bisht, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents.</p> <p>On call of the case, Shri VP Pandey submits that Shri KKS Bisht is out of station 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 24.04.2017 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 style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 32 of 2016

Jay Veer 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>11.01.2017</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Ashok Singh, learned counsel for the applicant and Shri VPS Vats, learned counsel for the respondents.</p> <p>Learned counsel for the applicant prays for and is granted four weeks' further time to file supplementary rejoinder affidavit.</p> <p>List this case on 01.05.2017 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 style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(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. 1094 of 2010

Ashok Kumar Paswan
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>11.01.2017</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 VPS Vats, learned counsel for the respondents.</p> <p>It has been informed by the members of the Bar that Shri P.N. Chaturvedi is sick and has not come to the Court today. In the interest of justice, the case is adjourned.</p> <p>List this case on 09.02.2017 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 style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p>ukt/-</p>