

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.1)

EX- A. No. 394 of 2022 Inre O.A. No. 814 of 2021

EX ACP Nb Sub Manendra Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Memo of Appearance filed by Shri Yogesh Kesarwani, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Vijay Kumar Pandey, Ld. counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p>This application has been filed for implementation of order dated 25.03.2022 vide which respondents were directed to upgrade the Basic Pay(Band Pay) of the applicant from the date of promotion to the rank of Naik, Havaldar and ACP Naib Subedar in comparison to his junior ACP Naib Subedar Chanchal Singh Bisht who is getting more basic pay in the same rank of ACP Naib Subedar and pay the arrears accordingly within a period of four months after receipt of certified copy of this order.</p> <p>It is submitted by the Ld. counsel of the applicant that respondents are not complying the order under execution.</p> <p>Ld. counsel for the applicant seeks and is allowed four weeks time to seek instructions with regard to compliance.</p> <p>List on 15.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.2)

EX-A. No. 14 of 2022 Inre O.A. No. 753 of 2020

Ex Nb Sub Ramesh Chandra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Heard Shri R Chandra, Ld. Counsel for the applicant and Shri Somesh Singh, Ld. Counsel for the respondents.</p> <p>It is submitted by Ld. counsel for the applicant that the order dated 25.08.2021 passed in O.A. No. 753 of 2020 by which respondents were directed to grant notional increment for the period from 01.07.2009 to 30.06.2010 has not been complied with.</p> <p>Ld. counsel for the respondents prays for and is granted four weeks time to seek instruction regarding compliance.</p> <p>List on 09.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.3)

EX-A. No. 43 of 2022 Inre O.A. No. 658 of 2020

Ex Dfr Shiv Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">Heard Col RC Dixit(Retd), Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It submitted by Ld. counsel for the respondents that order under execution has been complied with and pension for the month of December 2022 has been credited to the applicant account. Letter dated 15.11.2022 of PCDA(P), Allahabad which has been addressed to the Chief Manager Bank of India CPPC, second floor, Bank of India Building, SV Patel Marg, Nagpur, Maharashtra has been produced before us for our perusal and on its perusal we find that there is no mention regarding payment of arrears therein.</p> <p style="text-align: center;">Respondents are directed to file better affidavit of compliance stating therein regarding payment of arrears within three weeks.</p> <p style="text-align: center;">List on 09.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.4)

EX-A. No. 111 of 2022 Inre O.A. No. 38 of 2021

Swamy Nath, S/O Late Ex Nk Bagedu Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Heard Shri R Chandra, Ld. Counsel for the applicant and Shri Manu Srivastava, Ld. Counsel for the respondents.</p> <p>It is submitted by Ld. counsel for the applicant that applicant has filed affidavit within time as directed in court's order dated 27.05.2022 but now the respondents are still avoiding the compliance on one or the other reason with the result PPO has not been issued yet.</p> <p>On the other hand, Ld. counsel for the respondents submitted that in compliance of the order under execution a courier has been detailed and sent to the applicant to ensure compliance of the order after obtaining necessary documents from him vide letter dated 03.01.2023 by the concerned Records Office.</p> <p>We have gone through order dated 27.05.2022 of this Tribunal in which it has been specifically stated that after notarised affidavit giving correct name and date of birth of the applicant and details of his mother and unemployment certificate being filed. The case file of the applicant will immediately be processed to ensure compliance of the order under execution.</p> <p>Admittedly, the said affidavit has been filed by the applicant and now nothing remains on the part of the applicant in compliance of the order which is dated 14.10.2022. Respondents are unnecessarily delaying the matter. They are directed to comply the order within three weeks else the officer responsible for non-implementation of the order shall remain physically present in the Tribunal on 09.02.2023 to explain the reason of non compliance of the order.</p> <p>Let copy of this order be provided to the Ld. counsel for the respondents.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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Court No.3 (Sl. No.5)

EX-A. No. 192 of 2022 Inre R.A. No. 11 of 2022
Inre O.A. No. 438 of 2019

Ex Hav Kamal Dev Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Heard Shri Vijay Kumar Pandey, Ld. Counsel for the applicant and Dr. Chet Narayan Singh, Ld. Counsel for the respondents.</p> <p>Affidavit of compliance filed by the respondents is taken on record.</p> <p>It is submitted by Ld. counsel for the respondents that Government sanction is still awaited in the matter, three weeks further time be granted, which is allowed.</p> <p>List on 09.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.6)

EX-A. No. 210 of 2022 Inre O.A. No. 149 of 2020

Hav (MP) Akhila Nand Mishra
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p>On request of Ld. counsel for the respondents three weeks further time is granted to file affidavit of compliance.</p> <p>List on 10.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.7)

EX-A. No. 224 of 2022 Inre O.A. No. 281 of 2020

Ex Hav Ram Yatan Ram
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Heard Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents.</p> <p>It is submitted by Ld. counsel for the applicant that neither the order dated 08.09.2021 has been complied with nor cost has been deposited by the respondents.</p> <p>Ld. counsel for the respondents, on the other hand, submits that government sanction in the matter is still awaited and file is lying with financial advisor.</p> <p>In the circumstance, respondents are granted four weeks further time to comply with the order and to file affidavit of compliance.</p> <p>It is directed that if the order is not comply within the given time, the officer responsible for implementation of the order shall remain present in the Tribunal on the next date to explain the reason of none compliance.</p> <p>List on 27.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.8)

EX-A. No. 228 of 2022 Inre O.A. No. 603 of 2021

Ex Hav (Amb Asst) Mahendra Kumar Jena
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Heard Shri Parijaat Belaura, Ld. Counsel for the applicant and Shyam Singh, Ld. Counsel for the respondents.</p> <p>It is submitted by Ld. counsel for the applicant that neither the order dated 19.01.2022 has been complied with nor cost has been deposited by the respondents.</p> <p>Ld. counsel for the respondents, on the other hand, submits that government sanction in the matter is still awaited and file is lying with financial advisor.</p> <p>In the circumstance, respondents are granted four weeks further time to comply with the order and to file affidavit of compliance.</p> <p>It is directed that if the order is not comply with in the given time, the officer responsible for implementation of the order shall remain present in the Tribunal on the next date to explain the reason of none compliance.</p> <p>List on 27.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.10)

O.A. No. 02 of 2022

Hav Adesh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Shri Arum Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p>Similar matter is pending before the Hon'ble AFT, PB, New Delhi.</p> <p>List on 24.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.12)

O.A. No. 905 of 2022

Ex L/Nk Sunder

By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ashok Singh, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present.</p> <p>Ld. counsel for the respondents submits that counter affidavit is under preparation, two weeks further time be granted, which is allowed.</p> <p>List on 10.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.13)

O.A. No. 937 of 2022 with M.A. No. 1336 of 2022

Amit Bhardwaj, S/o Late Sep Dulo Prashad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Heard Shri R Chandra, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. Counsel for the respondents.</p> <p>This application has been filed seeking deletion of name of respondent No. 5 from the title of the parties.</p> <p>Application has been moved as per order of this Tribunal dated 16.11.2022 hence allowed.</p> <p>Let necessary amendments in the application be made during course of the day.</p> <p>Non counter affidavit has been filed. Let it be filed within three weeks.</p> <p>List on 06.03.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.14)

O.A. No. 986 of 2022 with M.A. No. 1194 of 2022

Mrs Dhan Maya Thapa
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Col AK Srivastava(Retd), Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present.</p> <p>On request of Ld. counsel for the applicant two weeks further time is granted to show the policy under which the O.A. is maintainable.</p> <p>List on 20.01.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.16)

R.A. No. 09 of 2022 In re O.A. No. 107 of 2021

Ex Sep Dhananjay Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">Order to be dictated in Chamber.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.18)

O.A. No. 140 of 2020

Nb Sub Sudeep Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents are present.</p> <p>No notice has been issued to the respondent No. 6</p> <p>Issue notice to her returnable with four weeks.</p> <p>Steps within a week.</p> <p>List on 24.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.19)

O.A. No. 415 of 2020
With M.A. No. 295 of 2020

Gnr(Opr) Amit Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>Vakalatnama filed by Shri Rajkumar Mishra, Advocate on behalf of the applicant is taken on record. His name shall be shown in the cause list when the case is listed next.</p> <p>On the case being taken up for hearing Shri Rajkumar Mishra, Ld. Counsel for the applicant and Shri Manu Kumar Srivastava, Ld. Counsel for the respondents are present.</p> <p>Notice to respondent No. 5 could not be issued due to steps being not taken.</p> <p>Steps be taken .</p> <p>On steps being taken issue notice to respondent No. 5 returnable within four weeks.</p> <p>Steps within a week.</p> <p>List on 24.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.3 (Sl. No.20)

O.A. No. 786 of 2020

Smt Sangeeta, W/O Sep Deepak Malik
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>04.01.2023</u> <u>Hon'ble Mr. Justice UC Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>On the case being taken up for hearing no one is present on behalf of the applicant.</p> <p>Shri RC Shukla, Ld. Counsel for the respondents is present.</p> <p>Notice to respondent No. 5 is yet to be issued.</p> <p>Issue notice to respondent No. 5 returnable within four weeks.</p> <p>Steps within a week.</p> <p>List on 24.02.2023.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice UC Srivastava) Member (J)</p> <p>rpm/-</p>