

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 1242 of 2015

Keshar Bahadur Tamang

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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Shri Mukund Tewari on behalf of respondents no. 1 to 5 is taken on record. When the case is next listed, his name be shown as counsel for the said respondents.</p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents with Capt. Priti Tyagi, Departmental Representative.</p> <p><u>Misc. Application No. 1242 of 2015.</u></p> <p>This is an application, filed by the applicant, for condoning the delay in filing the Original Application.</p> <p>As per office report there is a delay of 1 month and 16 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection to the delay condonation application.</p> <p>List on 31.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 1243 of 2015

Col VJS Varaich

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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Memo of appearance filed by Shri Rajesh Kumar on behalf of respondents no. 1 to 3 is taken on record. When the case is next listed, his name be shown as counsel for the said respondents.</p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant, and Shri Rajesh Kumar, learned counsel for the respondents with Capt. Priti Tyagi, Departmental Representative.</p> <p><u>Misc. Application No. 1243 of 2015.</u></p> <p>This is an application, filed by the applicant, for condoning the delay in filing the Original Application.</p> <p>As per office report there is a delay of 5 months and 29 days in filing the Original Application.</p> <p>Learned counsel for the respondents prays for and is granted six weeks' time to file objection to the delay condonation application.</p> <p>List on 4.9.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

EX-A. No. 19 of 2012 with T.A. No. 67 of 2010

Jagdish Singh Mahara

By Legal Practitioner for Applicant

Applicant

Versus

DG Inf & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, with Capt. Priti Tyagi, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that the SLP, filed by the respondents before the Hon'ble Supreme Court, is still pending disposal and 20.7.2015 has been fixed by the Hon'ble Supreme Court for hearing.</p> <p>As prayed, list on 19.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date. On the said date learned counsel for the applicant as well as the Departmental Representative will apprise the Court about the outcome of the SLP, pending before the Hon'ble Supreme Court.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 105 of 2015

Trilok Dutt

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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R.K. Ojha, learned counsel for the applicant, and Capt. Priti Tyagi, Departmental Representative.</p> <p>On call of the case the Departmental Representative states that counter affidavit is almost ready and will be filed before the Registry of this Court within ten days. She, therefore, prays for and is granted ten days' time to file counter affidavit after serving a copy of the same on learned counsel for the applicant. Learned counsel for the applicant may file rejoinder affidavit, if any, within two weeks thereafter.</p> <p>List on 27.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 993 of 2010 with M.A. No. 1415 of 2014

Nabi Ahmed

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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.K. Pandey, learned counsel for the applicant, and Capt. Priti Tyagi, Departmental Representative.</p> <p>Shri Prakhar Kankan, learned counsel for the respondents, is not present in Court.</p> <p>The case of the applicant is that he was penalised with the order of dismissal from service after conclusion of SCM proceedings, although the stand taken by the respondents is that on prior two occasions too the applicant absconded himself from the field area and for that he was also punished. Annexures 'RA-1' and 'RA-2' to the counter affidavit indicates that the applicant was sent for his medical treatment on 5.4.2003 but instead of receiving medical treatment the applicant ran away and absconded himself for 102 days and 91 days respectively.</p> <p>Learned counsel for the applicant denies the charges and stated that though the applicant was suffering from TB but he was never sent for medical treatment.</p> <p>The Departmental Representative is directed to bring on record the movement order of the applicant by which the applicant was sent for treatment of TB on 5.4.2003 but the applicant absconded himself instead of getting medical treatment and absented himself for 102 days. Likewise, as mentioned in RA-2, the movement order be also produced before this Court when too the applicant instead of getting medical treatment absconded himself for 91 days.</p>

List on 14.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.

(Lt. Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

PG.

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 250 of 2011

Smt. Januka 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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Capt. Priti Tyagi, Departmental Representative.</p> <p>On call of the case Shri V.K. Pandey, Advocate, appeared and stated that Col. Ashok Kumar & Shri Rohit Kumar, learned counsel for the applicant, are out of station. Shri Pandey, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>As prayed, list on 25.8.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 245 of 2012

Vidyapati 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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant, and Capt. Priti Tyagi, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for adjournment since he is not prepared with the brief. He has also prayed that this case be listed in the month of September, 2015.</p> <p>When the case is next listed, learned counsel for the applicant will apprise this Court whether the matter relating to summary disposal and severe reprimand are amenable and maintainable before this Tribunal or not.</p> <p>As prayed, list on 8.9.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 538 of 2010

Indra Jeet 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>10.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Yashpal Singh, learned counsel for the applicant, and Capt. Priti Tyagi, Departmental Representative.</p> <p>Shri D.S. Tiwari, learned counsel for the respondents, is not present in Court.</p> <p>On call of the case learned counsel for the applicant submits that this T.A. arises out of the punishment so awarded to the applicant in SCM proceedings.</p> <p>The thrust of the argument of learned counsel for the applicant is and that the only point which he intends to raise at this juncture is paragraph no. 30 of the T.A. wherein it has been pleaded that the applicant was not supplied with the copy of the charge-sheet and, thus, the entire SCM proceedings are vitiated. The respondents, in paragraph no. 25 of the counter affidavit, submitted that the charge-sheet was served on the applicant on 10.7.2003 which was received by the petitioner and thereafter SCM proceedings were held. In reply to the counter affidavit, the applicant filed rejoinder affidavit and in paragraphs no. 25 and 27 it has again been denied about service of charge-sheet on him.</p> <p>The Departmental Representative has produced a photo-copy of the receipt of charge-sheet by the applicant, duly signed by a friend of the accused on 10.7.2003. Learned counsel for the applicant submits that this photo-copy of the receipt is not original copy and on earlier occasion too this Court had directed the respondents to produce the original receipt.</p> <p>Accordingly, the Departmental Representative, Capt. Priti Tyagi, is directed to produce the original copy of the receipt of the charge-sheet by</p>

the applicant duly signed by the friend of the accused on 10.7.2003 on the next date along with the original record of the SCM proceedings.

List on 24.9.2015 for further hearing.

(Lt. Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

PG.

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 302 of 2011 with M.A. No. 723 of 2015

Brijendra Kumar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, with Capt. Priti Tyagi, Departmental Representative.</p> <p><u>Misc. Application No. 723 of 2015.</u></p> <p>This is an application for amending the O.A. praying to quash the final order 3.2.2011 passed in SCM proceedings, though this prayer already exists in the relief clause as relief no. i) and nothing new is to be amended if this amendment application is allowed. However, due to insistence of learned counsel for the applicant, this amendment application is allowed.</p> <p>Heard learned counsel for the parties on admission of this O.A.</p> <p>Learned counsel for the applicant argues that SCM proceedings was drawn against the applicant on the charge that he bringing 9/10 persons, had beaten the victim, Major A.P. Gupta at Sankargarh Railway Station. It has also been argued that the prosecution has failed to examine any independent witness to support the prosecution case.</p> <p>There seems to be some substance in the argument of learned counsel for the applicant . Accordingly, this O.A. is admitted.</p> <p>Since counter and rejoinder affidavits have already been exchanged in this case, list this case for hearing on 20.8.2015 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 573 of 2010

Satyendra Prasad

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Capt. Priti Tyagi, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he is not prepared with the brief. He, therefore, prays to put up/list this tomorrow.</p> <p>As prayed, list/put up this case on 14.7.2015 admission.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 107 of 2011

Lekh Raj 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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Pradeep Verma, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, with Capt. Priti Tyagi, Departmental Representative.</p> <p>Heard learned counsel for the applicant on admission of this T.A., which has been filed by the applicant aggrieved against his dismissal from service after SCM proceedings.</p> <p>The submission of learned counsel for the applicant is that there is discrepancy in the SCM proceedings since he has not participated in it and everything has been done behind the back of the applicant. Learned counsel for the applicant has, however, admits that by mistake the SCM proceedings could not be challenged in this petition. He, therefore, prays for and is granted to file amendment application within three weeks.</p> <p>List on 6.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 251 of 2014

Vipin 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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant.</p> <p>Shri Prakhar Kankan, learned counsel for the respondent, is not present in Court.</p> <p>Shri Mukund Tewari, learned Standing Counsel, on behalf of Shri Prakhar Kankan, prays to put up this case tomorrow.</p> <p>As prayed, list/put up this case on 14.7.2015 for orders.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 1290 of 2010

Arvind Kumar Katiyar
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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri M.S. Yadav, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents with Wing. Cdr. S.K. Pandey, Departmental Representative.</p> <p>Vide order dated 2.7.2014 the respondents were directed to produce Appendix F', but it has yet been brought on record. Shri Mukund Tewari, learned counsel for the respondents, prays for some more time to bring Appendix 'F' on record. Three weeks' time granted to the respondents for the same. The respondents are also directed to bring on record, by the next date, the pre & post confirmation petitions, preferred by the applicant. Learned counsel for the applicant shall also try to bring on record, by the next date, the pre & post confirmation petitions, preferred by the applicant before the competent authority.</p> <p>List on 27.8.2015 for orders/hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 302 of 2011 with M.A. No. 723 of 2015

Brijendra Kumar 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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, with Capt. Priti Tyagi, Departmental Representative.</p> <p><u>Misc. Application No. 723 of 2015.</u></p> <p>This is an application for amending the O.A. praying to quash the final order 3.2.2011 passed in SCM proceedings, though this prayer already exists in the relief clause as relief no. i) and nothing new is to be amended if this amendment application is allowed. However, due to insistence of learned counsel for the applicant, this amendment application is allowed.</p> <p>Heard learned counsel for the parties on admission of this O.A.</p> <p>Learned counsel for the applicant argues that SCM proceedings was drawn against the applicant on the charge that he bringing 9/10 persons, had beaten the victim, Major A.P. Gupta at Sankargarh Railway Station. It has also been argued that the prosecution has failed to examine any independent witness to support the prosecution case.</p> <p>There seems to be some substance in the argument of learned counsel for the applicant . Accordingly, this O.A. is admitted.</p> <p>Since counter and rejoinder affidavits have already been exchanged in this case, list this case for hearing on 20.8.2015 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 573 of 2010

Satyendra Prasad

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Capt. Priti Tyagi, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he is not prepared with the brief. He, therefore, prays to put up/list this tomorrow.</p> <p>As prayed, list/put up this case on 14.7.2015 admission.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 107 of 2011

Lekh Raj 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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Pradeep Verma, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, with Capt. Priti Tyagi, Departmental Representative.</p> <p>Heard learned counsel for the applicant on admission of this T.A., which has been filed by the applicant aggrieved against his dismissal from service after SCM proceedings.</p> <p>The submission of learned counsel for the applicant is that there is discrepancy in the SCM proceedings since he has not participated in it and everything has been done behind the back of the applicant. Learned counsel for the applicant has, however, admits that by mistake the SCM proceedings could not be challenged in this petition. He, therefore, prays for and is granted to file amendment application within three weeks.</p> <p>List on 6.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 251 of 2014

Vipin 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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant.</p> <p>Shri Prakhar Kankan, learned counsel for the respondent, is not present in Court.</p> <p>Shri Mukund Tewari, learned Standing Counsel, on behalf of Shri Prakhar Kankan, prays to put up this case tomorrow.</p> <p>As prayed, list/put up this case on 14.7.2015 for orders.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 1290 of 2010

Arvind Kumar Katiyar
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>13.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri M.S. Yadav, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents with Wing. Cdr. S.K. Pandey, Departmental Representative.</p> <p>Vide order dated 2.7.2014 the respondents were directed to produce Appendix F', but it has yet been brought on record. Shri Mukund Tewari, learned counsel for the respondents, prays for some more time to bring Appendix 'F' on record. Three weeks' time granted to the respondents for the same. The respondents are also directed to bring on record, by the next date, the pre & post confirmation petitions, preferred by the applicant. Learned counsel for the applicant shall also try to bring on record, by the next date, the pre & post confirmation petitions, preferred by the applicant before the competent authority.</p> <p>List on 27.8.2015 for orders/hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 500 of 2012

Manjit 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant, and Shri Rajesh Kumar, learned Standing Counsel, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for adjournment since he is not prepared with the brief today. He prays that this case be put up/listed tomorrow.</p> <p>As prayed, put up/list this case on 15.7.2015.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 151 of 2015

Pramesh

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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rajesh Kumar, learned counsel for the respondents, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri V.P. Pandey, Advocate, appeared and prays for adjournment since Shri S.C. Yadav, learned counsel for the applicant, could not come to this Court today. Accordingly, the case is adjourned for the day.</p> <p>As prayed by Shri Pandey, list this case on 8.9.2015 for admission before the Court concerned having jurisdiction as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 573 of 2010

Satyendra Prasad

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he is not prepared with the brief. He, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>As prayed, list this case on 1.9.2015 for admission before the Court concerned having jurisdiction as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 1036 of 2010

Jasawant 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri S.K. Mishra, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the Shri S.K. Mishra, learned counsel for the applicant, as usual, makes a request to adjourn the case since he has not been able to prepare the brief. On 30.4.2015 and 18.5.2015 this case was adjourned on the request of Shri S.K. Mishra on the ground taken by him that this case will be argued by his senior Shri Amar Nath Tiwari, who could not attend the case on the aforesaid two dates. Today Shri Mishra states on the next date he will argue the case even if Shri Amar Nath Tiwari fails to attend the Court.</p> <p>However, as a matter of last opportunity, this case is adjourned for the date. It is made clear that no further adjournment will be granted.</p> <p>As prayed, list this case on 27.7.2015 for admission before the Court concerned having jurisdiction as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

Ex.A. No. 15 of 2015 with M.A. No. 1124 of 2015 & M.A. No. 1261 of 2015

(Inre: O.A. No. 91 of 2014)

Smt. Sangeeta 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Shri Rajesh Kumar, learned counsel for the respondents, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>This Execution Application No. 15 of 2015 has been filed by the applicant for non-compliance of the judgment and order dated 7.7.2014, passed by this Court in O.A. No. 91 of 2014 wherein while disposing of the O.A. the applicant was directed to prefer a fresh representation before respondent no. 3 within a period of ten days. It was also directed that if such representation is made, respondent no. 3 will dispose of the same within a period of three months thereafter.</p> <p><u>Misc. Applications No. 1124 of 2015 and 1261 of 2015.</u></p> <p>M.A. No. 1124 of 2015 has been filed by the respondents, which is taken on record, stating therein that though, inspite of direction of this Court, the applicant did not submit any representation, but though there was direction of this Court the competent authority examined the case and came to the conclusion that <i>“no ground under which the case can be considered to be fit for grant of ex-gratia lump sum compensation and the case does not merit acceptance.”</i></p> <p>M.A. No. 1261 of 2015 is taken on record. It has been filed on behalf of the applicant countering M.A. No. 1124 of 2015 but no where it has been mentioned that on the basis of the direction of this Court dated 7.7.2014, referred to above, the applicant preferred any fresh representation.</p> <p>However, since the case of the applicant has been considered afresh by the authorities concerned in view of the direction of this Court dated</p>

7.7.2014 and finding it not a fit case for consideration, this Execution Application No. 15 of 2015 is rendered infructuous and is accordingly dismissed.

(Lt. Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

PG.

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 427 of 2012

Sajan 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>This case has wrongly been listed for orders. The O.A. has already been admitted on 12.10.2012 and counter and rejoinder affidavits have already been exchanged.</p> <p>The office is directed to list this case for hearing on 2.9.2015 before the Court concerned having jurisdiction as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 94 of 2014

Gyanendra 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri D.S. Tiwari, lerned counsel for the respondents, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case a person claiming himself to be Gyanendra Kumar Mishra, applicant, appeared and stated that his counsel has not come to this Court today. He, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>List this case on 8.9.2015 for orders before the Court concerned having jurisdiction as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A) No. 251 of 2014

Vipin 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri Mukund Tewari, learned Standing Counsel, appeared and stated that Shri Prakhar Kankan, learned counsel for the respondents, has gone out of station. Shri Tewari, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>As prayed, list on 9.9.2015 for orders before the Court concerned having jurisdiction as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 79 of 2012

Shamim Khan

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case, no one appears for the applicant.</p> <p>Office report dated 10.7.2015 indicates that the notice issued to the wife of the deceased applicant has returned back unserved.</p> <p>Let the record of the case be consigned in the Record Room.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 111 of 2011

Madhu Sudan 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>14.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Shri Rajesh Kumar, learned counsel for the respondents, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>This case has been listed for hearing. Heard learned counsel for the parties. Arguments concluded.</p> <p>For the reasons to follow, this Transferred Application is partly allowed.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

O.A. No. 220 of 2011

Shyam Kishore
By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Vinay Pandey holding brief of Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri Ashutosh Kumar Srivastava, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>Shri Vinay Pandey states that the applicant intends to engage another counsel in this case.</p> <p>However, while going through the record, we find that the delay condonation application is still pending disposal.</p> <p>List on 21.7.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date to enable the applicant to engage another counsel.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

O.A. No. 500 of 2011

Manjit 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>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>While hearing this case on admission, learned counsel for the applicant states that he is not prepared with the brief. He, therefore, prays for adjournment seeking sufficient time to prepare the case. Accordingly, the case is adjourned for the day.</p> <p>The matter relates to dismissal from service in SCM on the charge of overstaying the leave period for 542 days and the absence from duty has not been explained properly in this O.A.</p> <p>List this case on 9.9.2015 for admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

O.A. No. 143 of 2015

Shaikh Ibrahim

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>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar holding beiref of Shri Raghuvansh Chandra,, learned counsel for the applicant, and Shri Ashutosh Kumar Srivastava, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>Issuing show-cause notice only the applicant has been dismissed from service. This matter, therefore, not arises out of SCM, DCM, GCM & SGCM proceedings and not cognizable by this Court as per roster dated 19.9.2014.</p> <p>Office is, therefore, directed to list this case before the appropriate Court, having jurisdiction, on 20.7.2015.</p> <p style="text-align: center;">(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

T.A. No. 59 of 2009

Jai Nath 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>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Capt. Ridhishri Sharma, Departmental Representative.</p> <p>List has been revised. No one appears for the applicant, neither there is any request to adjourn/pass over the case. Accordingly, T.A.No. 59 of 2009 is dismissed for non-prosecution.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 54 of 2015 with M.A. No. 1187 of 2015

Lt Col Nardeep Singh Panjrath

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>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri K.K. Mishra, learned counsel for the applicant, and Shri Ashutosh Kumar Srivastava, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p><u>Misc. Application No. 1187 of 2015.</u></p> <p>This is an application for taking counter affidavit on record. The counter affidavit is taken on record. This application is, accordingly, disposed of.</p> <p>Learned counsel for the applicant prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>List for orders on 31.8.2015 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 284 of 2010

Umesh Kumar Chourasia

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>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Vinay Pandey holding brief of Shri P.N. Chaturvedi, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri Vinay Pandey states that Shri P.N. Chaturvedi has not come to this Court today since he is performing some rituals for her late wife. Shri Pandey, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>List on 28.9.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 699 of 2010

Anand Kumar Srivastava

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>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri M Shukla, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>Aggrieved against the dismissal from service after SCM proceedings, the present writ petition was filed by the petitioner before the Hon'ble Allahabad High Court, Lucknow Bench, Lucknow, which, on being transferred to this Tribunal, has been registered as T.A. No. 699 of 2010.</p> <p>The charge against the petitioner is that he had accepted illegal gratification from five persons for procuring enrolment for them in the Army and in lieu of illegal gratification received by the petitioner, the petitioner issued receipt to them. The alleged receipt was duly examined by the Hand Writing Expert and the Expert's report as well as the receipt were taken into consideration in SCM proceedings. However, the said receipt as well as the report of the Hand Writing Expert are not on record.</p> <p>Learned Standing Counsel is, therefore, directed to produce both the aforesaid receipt as well as report of the Hand Writing Expert on the next date of listing.</p> <p>List this case on 21.7.2015 for hearing.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

T.A. No. 115 of 2011

Hayder Shah

By Legal Practitioner for Applicant

Applicant

Versus

CO, Adm Bn, AMC Centre, Lucknow

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>15.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p style="text-align: center;">Present: Shri Vinay Pandey holding brief of Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p style="text-align: center;">On call of the case Shri Vinay Pandey states that Shri P.N. Chaturvedi has not come to this Court today since he is performing some rituals for her late wife. Shri Pandey, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p style="text-align: center;">List on 23.7.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p style="text-align: center;">(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 1203 of 2015 with M.A. No. 1204 of 2015

(Inre: T.A. No. 213 of 2009)

Hans Lal Singh Kushwaha

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>16.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Yashpal Singh, learned counsel for the applicant, and Shri Rajesh Kumar, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for and is granted a week's further time to comply the order dated 7.7.2015, passed by this Court.</p> <p>List on 24.7.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 31 of 2014

Jeetendra Bahadur Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R. Chandra, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for and is granted a week's time to file rejoinder affidavit.</p> <p>If the rejoinder affidavit is filed, the office is directed to list this case for admission on 6.8.2015 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

**O.A. No. 183 of 2014 with M.A. No. 924 of 2015
& M.A. No. 1227 of 2015**

Tuphan Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Air Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Shri Rajesh Kumar, learned counsel for the respondents, along with Sgt. S.K. Pandey, Departmental Representative.</p> <p><u>Misc. Application No. 924 of 2015.</u></p> <p>This is an application for taking counter affidavit on record. The counter affidavit is taken on record. The application stands disposed of.</p> <p><u>Misc. Application No. 1227 of 2015.</u></p> <p>This is an application for taking rejoinder affidavit on record. The rejoinder affidavit is taken on record. The application stands disposed of.</p> <p>Since now counter and rejoinder affidavits have been exchanged in this case, the office is directed to list this case for hearing on 7.10.2015 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 528 of 2010

Laxmi Prasad

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.K. Agrawal, learned counsel for the applicant, and Shri R.S. Mishra, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>While going through the record of the case, we find that this case has not yet been admitted. However, we have seen that vide order dated 25.4.2013 a Bench of this Tribunal has already opined that this T.A. is maintainable against quashing of punishment awarded to the applicant in SCM. This question now only be seen at the time of hearing.</p> <p>.Heard learned counsel for the applicant on admission of this T.A.</p> <p>It has been submitted by learned counsel for the applicant that no adequate evidence was used or put forward by the prosecution to punish the applicant while reverting him from the post of Havildar to Sepoy. He has further submitted that the in view of peculiar facts and circumstances of the case the punishment awarded to the applicant is excessive.</p> <p>There seems to be some substance in the argument of learned counsel for the applicant. Accordingly, this T.A. is admitted.</p> <p>Since counter and rejoinder affidavits have already been exchanged in the case and the case is ripe for hearing, the office is directed to list the case for hearing on 3.8.2015 before the appropriate Court having jurisdiction, as per roster of that date. Shri V.K. Agrawal, learned counsel for the applicant submits that this case will be argued finally by his senior Shri Anuj Kudesia.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 603 of 2010

Rajendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>16.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.K. Shukla, learned counsel for the applicant, and Col. J.G. Manhas, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgement reserved.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

T.A. No. 29 of 2011

Jugul Kishor

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>16.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri R.S. Mishra, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he need some more time to present certain case law of the Hon'ble Supreme Court with respect to customary right. He, therefore, prays for and is granted a month's time for the same.</p> <p>As prayed, list on 27.8.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 531 of 2010

Sultan Ram

By Legal Practitioner for Applicant

Applicant

Versus

Secy GOI & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant submits that the order on the petition preferred by the applicant before the competent authority under Section 164(2) of the Army Act has not been supplied by the respondents to the applicant. Shri D.K. Pandey is directed to supply the order, passed on the petition of the applicant under Section 164(2) of the Army Act, within a week.</p> <p>List on 5.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 18 of 2012 with T.A. No. 531 of 2010

Rishi Pal 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>17.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>Heard learned counsel for the applicant on the question of admission of this T.A. We have also gone through the record including the charge-sheet.</p> <p>As it comes out that the applicant was charged for committing an offence under Section 354 I.P.C. wherein one eye witness, viz. Meena Devi, P.W. 4, who was accompanied with P.W. 3 Anju Kumar, were examined. P.W. 3 Anju Kumar, has stated that she could not identify the accused.</p> <p>Having heard learned counsel for the applicant and going through the record we find it a fit case for admission. Accordingly, the T.A. is admitted.</p> <p>Since counter and rejoinder affidavits have already been exchanged in this case and this case being an old one, the office is directed to list this case for hearing on 5.8.2015 along with T.A. No. 531 of 2010.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 99 of 2014

Hav Mahadev Rao Talagapu

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>17.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he is not prepared with the brief. He, therefore, prays for adjournment.</p> <p>As prayed by learned counsel for the applicant, list this case on 20.7.2017. On that date learned counsel for the applicant will satisfy this Court about maintainability of this O.A. as well as availing of alternative remedy.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 167 of 2014 with Dy. No. 1211 of 2014

Hav Govind 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>17.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Ms. Deepti Prasad Bajpai, learned counsel for the respondents, along with Col. J.G. Manhas, Departmental Representative.</p> <p>Heard learned counsel for the applicant.</p> <p>It has been admitted by learned counsel for the applicant that it has not been indicated in the O.A. as to whether post-confirmation petition under Section 164(2) of Army Act has been filed before the competent authority but he verbally states that the applicant has already filed a post-confirmation petition under Section 164(2) of the Army Act before the appropriate authority and decision on the same by the competent authority is still awaited since no decision on the same has been communicated to the applicant.</p> <p>Learned counsel for the applicant prays to release the applicant, Hav. Govind Singh Bisht, on bail.</p> <p>While going through the record we find that no such bail application, moved subsequently after the rejection of earlier bail application on 5.2.2015, is pending at this juncture, as such no question arises to consider release of the applicant on bail.</p> <p>Learned counsel for the applicant prays for time to move second bail application. He has also prayed for time to move an amendment application stating therein that post-confirmation petition under Section 164(2) of the Army Act has been filed before the competent authority, decision on which is still pending.</p>

Col. J.G. Manhas, Departmental Representative, prays for time to inform this Court about disposal of the petition under Section 164(2) of Army Act by the competent authority.

List on 14.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.

(Lt. Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

PG.

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

Court No. 3

T.A. No. 671 of 2010

Umakant 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>17.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi, learned counsel for the applicant, states that he is not prepared with the brief. He, therefore, prays for adjournment.</p> <p>As prayed by Shri P.N. Chaturvedi, learned counsel for the applicant, list this case on 22.7.2015.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 1381 of 2010 with M.A. No. 1235 of 2015

Umakant 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>17.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi, learned counsel for the applicant, states that he is not prepared with the brief. He, therefore, prays for adjournment.</p> <p>As prayed by Shri P.N. Chaturvedi, learned counsel for the applicant, list this case on 22.7.2015.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

EX-A. No. 16 of 2015
(Inre : O.A. No. 56 of 2012)

Yogeshwar Prasad Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 03.08.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 1885 of 2014 with M.A. No. 830 of 2015

(Inre : O.A. Nil of 2015)

Hav Mahendra Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 22.07.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 6 of 2014

Sepoy Ramesh 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>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 01.09.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

EX-A. No. 11 of 2015
(Inre: O.A. No. 148 of 2013)

Jatinder Kumar Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 22.07.2015.</p> <p style="text-align: center;">I/C Registrar</p> <p>rpm/-</p>	<p>.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 240 of 2012

Amar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 23.07.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	<p>.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 315 of 2013

Sangram 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>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 27.07.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 52 of 2015 with M.A. No. 984 of 2015 & M.A. No. 1090 of 2015

Sukhpal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 28.07.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 99 of 2014

Hav Mahadev Rao Talagapu

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 22.07.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 721 of 2010 with M.A. No. 1262 of 2015

Jai Prakash Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 04.08.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 11 of 2011

Shaikh Imtiyaz Mohammad
In Person

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 31.08.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 285 of 2014 with M.A. No. 616 of 2015

BB Chaudhari

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p><u>20.07.2015</u></p> <p>One Hon'ble Member of the Bench i.e. Hon'ble Mr. Justice Abdul Mateen, Member (J) is on leave; hence put up on 28.07.2015.</p> <p>I/C Registrar</p> <p>rpm/-</p>	

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 145 of 2015 with M.A. 1311 of 2015
(Inre: O.A. No. Nil of 2015)

Srikant Chaubey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R. Chandra holding brief of Shri S.C. Yadav, learned counsel for the applicant, and Shri Devendra Kumar, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p><u>Misc. Application No. 1311 of 2015.</u></p> <p>This is an application, filed by the respondents, for taking objection on record. The objection is taken on record. The application stands disposed of.</p> <p>However, learned counsel for the applicant submits that a copy of the objection, filed by the respondents on the delay condonation application, has not been given to him by learned counsel for the respondents and to which learned counsel for the respondents assured that he will supply a copy of the same to learned counsel for the applicant during the course of the day.</p> <p>List on 4.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 881 of 2015

(Inre: Dy. No. 1073 of 2014 & O.A. No. Nil of 2015)

Mehboob Khan

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi states that he intends to file a better affidavit declaring therein that which case in the High Court and in which Court he was busy on 11.9.2014, due to which he could not attend this Court on that day. He, therefore, prays for and is granted ten days' time for the same.</p> <p>List on 7.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 1315 of 2015 with M.A. No. 1316 of 2015

(Inre: T.A. No. 1352 of 2010)

Union of India & Others

By Legal Practitioner for Applicants

Applicants

Versus

Ashok Kumar Shukla

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R.S. Mishra, learned counsel for the applicant, with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>Heard Shri R.S. Mishra, learned counsel for the applicant on Misc. Application No. 1315 of 2015, for condoning the delay in filing M.A. No. 1316 of 2015 for leave to appeal.</p> <p>As per office report, the application for leave to appeal is delayed by 20 days.</p> <p>As per provisions of Section 31(2) of the Armed Forces Tribunal Act, 2007 an application to the Tribunal for leave to appeal to the Supreme Court shall be made within a period of thirty days beginning with the date of the decision of the Tribunal.</p> <p>There is a specific rider under Section 31(2) of the Armed Forces Tribunal Act which provides that "<i>An appeal to the Supreme Court shall lie with the leave of the Tribunal; and such leave shall not be granted unless it is certified by the Tribunal that a point of law of general public importance is involved in the decision, or it appears to the Supreme Court that the point is one which ought to be considered by that Court.</i>"</p> <p>The application itself is beyond time. Apart from it, while going through the judgment against which leave to appeal has been prayed we do not find any point of law of general public importance is involved in the judgment for granting leave to file appeal before the Hon'ble Supreme Court.</p> <p>Accordingly, we hereby reject Misc. Application No. 1251 of</p>

2014 for condonation of delay.

Since the application for condonation of delay has been rejected, in consequence thereof the application for leave to appeal is also rejected.

(Lt. Gen A.M. Verma)
Member (A)

(Justice Abdul Mateen)
Member (J)

PG.

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 220 of 2011

Shyam Kishore

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi states that he intends to withdraw his power from this case and for that he intends to file an application for withdrawal of his power. He, therefore, prays for and is granted a week's time for the same.</p> <p>List on 4.8.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

**EX.-A. No. 26 of 2011 with M.A. No. 708 of 2014 &
M.A. No. 627 of 2015 & M.A. No. 1066 of 2015
(Inre: T.A. No. 146 of 2010)**

Ravindra Singh Kushwah

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>M.A. No. 1066 of 2015 is on record. Through this M.A. the applicant has filed reply to the supplementary counter affidavit, filed by the respondents, after serving a copy of the same on learned counsel for the respondents.</p> <p>Shri D.K. Pandey, learned counsel for the respondents, prays for four weeks time to obtain instruction as to why the dues due to the applicant has not been paid to him. Time prayed for is granted.</p> <p>List on 26.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

T.A. No. 156 of 2010

Babu Lal 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>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri Rajesh Kumar, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he intends to bring on record certain documents to establish that the maternal uncle of the applicant was tried for the theft of LMG and consequently convicted by a court of law. He, therefore, prays for and is granted two weeks' time to file amendment application.</p> <p>List on 3.9.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 596 of 2010

Udai 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>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant states that he intends to amend the T.A. and to bring on record copy of the Court Martial proceedings. He, therefore, prays for and is granted two weeks' time to file amendment application.</p> <p>List on 26.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 1257 of 2010 with M.A. No. 1263 of 2015

R.D. 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>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rohit Kumar, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p><u>Misc. Application No. 1263 of 2015.</u></p> <p>This is an application for taking supplementary rejoinder affidavit on record. The supplementary rejoinder affidavit is taken on record. The application stands disposed of.</p> <p>As prayed by learned counsel for the applicant, list this case on 11.8.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 133 of 2013 with M.A. No. 539 of 2015

Gagan Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.K. Pandey, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p><u>Misc. Application No. 539 of 2015.</u></p> <p>This is an application for taking supplementary counter affidavit on record. The supplementary counter affidavit is taken on record. The application stands disposed of.</p> <p>Heard learned counsel for the parties on this O.A. No. 133 of 2013.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt. Gen A.M. Verma) Member (A)</p> <p>(Justice Abdul Mateen) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 699 of 2010

Anand Kumar Srivastava

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri M. Shukla, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>As prayed, list on 29.9.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 947 of 2010 with M.A. No. 1307 of 2015

Vinod Kumar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>21.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Col. Y.R. Sharma (Retd.), learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the applicant prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>As prayed, list on 9.9.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 603 of 2010

Rajendra Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Partly allowed.</p> <p>For Judgment and Order, see our judgment and order of date passed on separate sheets.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>rpm.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 1885 of 2014 with M.A. No. 830 of 2015
(Inre: O.A. No. Nil of 2015)

Hav Mahendra 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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri R.S. Mishra, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri V.P. Pandey, Advocate, appeared and stated that the mother of Shri Nishant Verma, learned counsel for the applicant, has been admitted to a hospital due to some ailment and, as such, he could not come to this Court today. Shri Pandey, therefore, prays for adjournment. Accordingly, the case is adjourned for the day.</p> <p>As prayed, list on 10.8.2015 for admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

O.A. No. 278 of 2012

Hemendra 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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Bachchan Singh, learned counsel for the applicant, and Ms. Deepti Prasad Bajpai, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p><u>Misc. Application No. 1883 of 2014.</u></p> <p>This is an application for recall of our order dated 26.11.2014 dismissing O.A. No. 278 of 2012 for non-prosecution.</p> <p>We have gone through the affidavit filed in support of the recall application. The reason shown for non-appearance on 26.11.2014 appears to be genuine. Accordingly, this application is allowed and the order dated 26.11.2014, dismissing O.A. No. 278 of 2012 for non-prosecution, is hereby recalled. Accordingly, the O.A. is restored to its original number.</p> <p>List on 2.9.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 595 of 2010

Vijay Keshav 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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri Dileep Singh, learned counsel for the respondents, along with Col. J.G. Manhas, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi prays for some time to file delay condonation application since the petition filed by the applicant before the competent authority under Section 164(2) was dismissed in the month of January, 2002 and the present writ petition was filed before the Hon'ble Allahabad High Court in the month of March, 2006, but no sufficient explanation for such delay is on record. As prayed, four weeks' further time is granted to the applicant to file delay condonation application.</p> <p>Shri Chaturvedi further submits that without there being any SCM proceedings the applicant has been awarded punishment. However, Col. J.G. Manhas, Departmental Representative, points out that the applicant himself has admitted in the petition as well as in the rejoinder affidavit that trial took place and the applicant pleaded himself not guilty and only thereafter the punishment has been awarded to the applicant.</p> <p>List on 2.9.2015 for orders/admission before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

EX.-A. No. 11 of 2015 with M.A. No. 1330 of 2015
(Inre: O.A. No. 148 of 2013)

Jatinder Kumar Pandey

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri V.P. Pandey, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case learned counsel for the respondents informs that the formalities with respect to payment of dues to the applicant has been forwarded to the PCDA, Allahabad, but it is not known whether the payment has been made to the applicant or not.</p> <p>Let notice be issued to PCDA, Allahabad, to apprise this Court on 29.7.2015 as to whether the dues have been paid to the applicant or not.</p> <p>List on 29.7.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

M.A. No. 1064 of 2013
(Inre: O.A. No. Nil of 2013)

Nil Kant Gain
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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Anuj Dayal, learned counsel for the applicant, and Shri Mukuns Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri Anuj Dayal states that the delay condonation application is ready and will be filed before the Registry during the course of the day after service a copy of the same on learned counsel for the respondents. The respondents may file objections, if any, on the delay condonation application within four weeks from today.</p> <p>List on 26.8.2015 for orders on the delay condonation application before the appropriate Court having jurisdiction, as per roster of that date.</p> <p style="text-align: center;">(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A.(A). No. 99 of 2014

Hav Mahadev Rao Talagapu

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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Capt. Ridhishri Sharma, Departmental Representative.</p> <p>As prayed by Shri P.N. Chaturvedi, list this case on 27.7.2015 for orders before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 838 of 2010

Raji Hasan

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Army Staff & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Bachchan Singh, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>This case has already been admitted and counter and rejoinder affidavits have been exchanged. The office is, therefore, directed to list this case for hearing on 2.9.2015 before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

T.A. No. 442 of 2010

SK Md Imran

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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p style="text-align: center;">Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi states that he wants to file an amendment application in this case since the petition, under Section 162(2) of the Army Act, preferred by the applicant before the competent authority, has since been rejected. He, therefore, prays for one week's time to file amendment application.</p> <p>List on 3.8.2015 for orders/hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p style="text-align: center;">(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 671 of 2010

Umakant 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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi states that he is confused with respect to two petitions, viz. the present one and T.A. No. 1381 of 2010. He, therefore, prays for adjournment to study both the petitions and to argue the same. Accordingly, the case is adjourned for the day.</p> <p>List on 24.8.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

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

Court No. 3

T.A. No. 1381 of 2010

Umakant 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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri P.N. Chaturvedi, learned counsel for the applicant, and Shri D.K. Pandey, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>On call of the case Shri P.N. Chaturvedi states that he is confused with respect to two petitions, viz. the present one and T.A. No. 671 of 2010. He, therefore, prays for adjournment to study both the petitions and to argue the same. Accordingly, the case is adjourned for the day.</p> <p>List on 24.8.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 58 of 2013 with T.A. No. 419 of 2010

Ex. Major P Raghvan

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>22.07.2015</u> <u>Hon'ble Mr. Justice Abdul Mateen, Member (J)</u> <u>Hon'ble Lt. Gen. A.M. Verma, Member (A)</u></p> <p>Present: Shri Rajeev Sharma, learned counsel for the applicant, and Shri Mukund Tewari, learned counsel for the respondents, along with Capt. Ridhishri Sharma, Departmental Representative.</p> <p>List on 28.8.2015 for hearing before the appropriate Court having jurisdiction, as per roster of that date. The office is also directed to inform the Court on the next date that both T.A. Nos. 58 of 2012 & 419 of 2010, to be argued by Shri Rajeev Sharma and Shri K.C. Ghildyal respectively, shall be heard at one place, i.e. either at Lucknow or at Jabalpur, since both the cases arise out of the same charges, same charge-sheet and same evidence. While going through the record we also find that an order of Hon'ble Chairperson already exists directing that both the aforesaid T.As. will be heard and decided at Lucknow.</p> <p>(Lt. Gen A.M. Verma) (Justice Abdul Mateen) Member (A) Member (J)</p> <p>PG.</p>