

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 1245 of 2014

Ajay Pal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Smt Mamta Pandey, Ld. Counsel for the applicant and Shri Kaushik Chatterji, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Smt Mamta Pandey appeared for the applicant and submitted that the applicant has expired on 16.02.2016 and she does not intend to move any substitution application. It is further submitted that she does not intend to press the M.A.</p> <p>Accordingly M.A. No. 1245 of 2014 is dismissed as not pressed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 1916 of 2015

Bal Krishna Tripathi

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.K. Singh, Ld. Counsel for the applicant and Mrs Anju Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 568 of 2016</u></p> <p>Reply on the objection filed by Ld. Counsel for the applicant is taken on record.</p> <p>List this case on 01.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 27 of 2016 with R.A. No 02 of 2016
& M.A. No. 567 of 2016

Gurpreet Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 567 of 2016</u></p> <p>Objection against the condonation of delay in filing recall/review application on behalf of respondents is taken on record.</p> <p>M.A. No. 567 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>M.A. No. 27 of 2016</u></p> <p>As prayed by Ld. Counsel for the applicant, one week time is granted to file response to the objection filed by the respondents.</p> <p>List this case on 01.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 418 of 2016 with M.A. No. 419 of 2016
Inre. T.A. No. 35 of 2013

| | | |
|--|--------|-------------|
| Hira Singh By Legal Practitioner for Petitioner | Versus | Petitioner |
| Union of India & Ors By Legal Practitioner for Respondents | | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|--|-------------------------------|
| <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld. Counsel Shri R. Chandra holding brief for Shri Virat Anand Singh, Ld. Counsel for the petitioner and Shri Ashish Saxena, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel Shri R. Chandra holding brief for Ld. Counsel for the applicant submits that Shri V.A. Singh is out of station and prays for adjournment.</p> <p>As prayed list this case on 05.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="font-size: small; margin-top: 5px;">anb</p> | |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 160 of 2011

Jagbir Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant prays for and is granted two weeks' further time to file supplementary rejoinder affidavit in terms of earlier order.</p> <p>List this case on 05.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 89 of 2015

Ashok Kumar Kushwaha
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present :None for the applicant and Shri Kaushik Chatterji, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Case called out in second round after pass over. None appeared on behalf of the applicant.</p> <p>The application is dismissed for non prosecution.</p> <p>Before the above order could be signed Shri Yashpal Singh, Ld. Counsel for the applicant appeared and pressed the O.A.</p> <p>List this case on 05.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 269 of 2015

Radhe Shyam Sharma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present :Ld. Counsel Shri Rohit Kumar holding brief for Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel Shri Rohit Kumar holding brief of Ld. Counsel of the applicant Shri Shailendra Kumar Singh prays and is granted two weeks' time to file rejoinder affidavit.</p> <p>List this case on 05.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 252 of 2014

Md Samsul Haque

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.K. Pandey, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties list this case on 08.04.2016 for further hearing.</p> <p>Ld. Counsel for the parties shall produce the full bench order of Principal Bench Delhi with regard to maintainability of the O.A. in terms of cause of action.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 72 of 2015

Shreepad Bhat

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld. Counsel Ms Sana Javed holding brief of Shri Vikash Singh and Shri Amit Sharma, Ld. counsel for the respondents assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>Ld. Counsel Ms Sana Javed submits that his senior Ld. Counsel Shri Vikash Singh is out of station and prayed for adjournment of the case.</p> <p>As prayed the case is adjourned.</p> <p>List this case on 05.04.2016 for further hearing.</p> <p>In case the Ld. Counsel is not present on the next dates of hearing, the applicant shall make alternative arrangements.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 194 of 2015

Brig HMS Chatwal

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Indra Sen Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>It has been argued by Shri Indra Sen Singh, Ld. Counsel for the applicant that order of court of inquiry was not passed by the authority empowered under sub section 3 of Defence Service Regulations 177. It has been submitted though Brig Sunil Gupta has passed the order dated 23.07.2012 for convening the court of inquiry on behalf of GOC 2 Corps but there is no concurrence of the GOC to hold court of inquiry against the applicant. He invited attention of letter dated 30.07.2012 which does not contain any reference to the order dated 23.07.2012.</p> <p>Let the entire record be produced before the Tribunal on next date of listing. The policy with regard to convening the court of inquiry empowering an officer to hold court of inquiry shall also be placed before the Tribunal on next date of hearing.</p> <p>List this case on 04.04.2016 for further hearing.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 215 of 2012

NK Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>11.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Alok Kishor, Ld. Counsel for the applicant and Shri Namit Sharma, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>It has been submitted by Ld. Counsel for the respondents that the respondents has filed writ petition against order dated 28.10.2015 in the Hon'ble High Court which may be heard today itself.</p> <p>In view of the statement made by Shri Namit Sharma, Ld. Counsel for the respondents we adjourn the present case.</p> <p>List this case on 28.04.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce the original records in terms of earlier orders pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

Ex-A/33 of 2016 Inre T.A. No. 727 of 2010

Jaswant Singh

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, Ld. Counsel for the petitioner and Shri S.N. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Memo of appearance filed by Dr. S.N. Pandey on behalf of respondents is taken on record.</p> <p>Ld. counsel for the respondents submits that SLP is pending with the Hon'ble Apex Court and disposal of the case is awaited.</p> <p>List the case on 15.03.2016 for orders showing the name of Dr. S. N. Pandey, as Ld. Counsel for the respondents.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 439 of 2016 with M.A. No. 440 of 2016
Inre T.A. No. 1017 of 2010

Ram Prasad Tiwari
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld. Counsel Shri Rohit Kumar holding brief of Shri R. Chandra, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M.A. No. 439 of 2016</u></p> <p>This is an application for condonation of delay in filing application for recall of order dismissing the petition for non-prosecution. There is delay of 12 days in moving the application. Cause shown is sufficient.</p> <p>Application is allowed and delay in moving application for restoration of case is condoned.</p> <p>M.A. No. 439 of 2016 is disposed of accordingly.</p> <p><u>M.A. No. 440 of 2016</u></p> <p>Restoration application is allowed. Order dated 13.01.2016 is recalled subject to payment of Rs 500/- as cost by Ld. Counsel for the applicant, which shall be remitted to the Bar Association Library, A.F.T., Lucknow within a week. On production of receipt, the case shall be restored to its original number.</p> <p>M.A. No. 440 of 2016 is disposed of accordingly.</p> <p><u>T.A. 1017 of 2010</u></p> <p>List this case on 01.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 531 of 2016 with M.A. No. 532 of 2016
Inre O.A. No. 202 of 2013

Union of India & Ors

Applicants

By Legal Practitioner for Applicants

Versus

Pradeep Kumar Yadav

Respondent

By Legal Practitioner for Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Mrs Appoli Srivastava, Ld. Counsel for the applicants assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M. A. No. 531 of 2016</u></p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 202 of 2013. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled proposition of law that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p><u>M.A. No. 532 of 2016</u></p> <p>This is an application for grant of leave to appeal which has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected.</p> <p>In consequence there of the application for leave to appeal is also rejected</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 330 of 2014

Prabhu Lal

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Dharmesh Sinha, Ld. Counsel for the applicant and Mrs Appoli Srivastava, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant prays for and is granted one weeks' further time to file reply to objection on application for condonation of delay.</p> <p>List this case on 29.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 2117 of 2015

Ram Bahadur Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld. Counsel Shri Rohit Kumar holding brief of Shri V.A. Singh, Ld. Counsel for the applicant and Shri Ashish Saxena, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' time to file objection on application for condonation of delay. One week time thereafter is granted to Ld. Counsel for the applicant to file reply.</p> <p>List this case on 07.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
O.A. No. 274 of 2012 with M.A. No. 526 of 2016

Imran Khan

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Parijaat Belaura, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 526 of 2016</u></p> <p>This is an application for amendment of Original Application. By this amendment application Ld. Counsel for the applicant wants to implead for payment of disability pension. After hearing Ld. Counsel for the parties we allow amendment application and permit the applicant to carry out amendment within two weeks. Thereafter further two weeks time is allowed to Ld. Counsel for the respondents to file supplementary counter affidavit.</p> <p>List this case on 14.04.2016 for order.</p> <p>Ld. Counsel for the applicant shall file copy of amended O.A. by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 150 of 2015

Krishan Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R.K. Verma, Ld. Counsel for the applicant and Mrs Deepti Prasad Bajpai, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant prays for and is granted two weeks' time to file rejoinder affidavit.</p> <p>List this case on 31.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 744 of 2010

CP Bhagat

By Legal Practitioner for Petitioner

Petitioner

Versus

Chief of Army Staff & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the applicant prays for and is granted two weeks' time to prepare the case.</p> <p>As prayed list this case on 31.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 214 of 2013

Indra Shekhar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Veer Raghav Chaubey, Ld. Counsel for the applicant and Shri Ashish Saxena, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 267 of 2014 with O.A. No. 231 of 2013

Ashok Kumar Yadav

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, list this case on 14.03.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 1 of 2015

Dinesh Kumar Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Applicant Shri Dinesh Kumar Singh in person and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Applicant present in person submits that his Ld. Counsel Shri Yashpal Singh is not available today and prays for adjournment of the case.</p> <p>As prayed, list this case on 31.03.2016 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 120 of 2009

BG Gowda

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R.K. Agarwal, Ld. Counsel for the petitioner and Dr. Shesh Narain Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, list this case on 29.03.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 163 of 2009

RV Prasad

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Applicant Shri R.V. Prasad in person and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Applicant present in person submits that his Ld. Counsel Shri R.N. Tiwari is not available today and prays for adjournment of the case.</p> <p>As prayed, list this case on 01.04.2016 for hearing.</p> <p>Since it is an old case of 2009 if Ld. Counsel for the applicant fails to appear in the court on the date fixed, applicant shall make alternative arrangement.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 32 of 2011 with M.A. No. 258 of 2016

| | | |
|--|--------|-------------|
| Muneesh Kumar By Legal Practitioner for Petitioner | Versus | Petitioner |
| Union of India & Ors By Legal Practitioner for Respondents | | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>10.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the petitioner and Mrs Deepti Prasad Bajpai, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 258 of 2016</u></p> <p>Supplementary counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 258 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>T.A. No. 32 of 2011</u></p> <p>Ld. Counsel for the applicant prays for and is granted two weeks' time to file supplementary rejoinder affidavit.</p> <p>List this case on 31.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 86 of 2016

Abhay Patel

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri Yogendra Mishra, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents assisted by Wg. Cdr. Sardul Singh, OIC Legal Cell (Air Force).</p> <p>The applicant was recruited as Airman an on 25.08.2012. After serving show cause notice, applicant was discharged from service.</p> <p>Submission of Ld. Counsel for the applicant is that even if the applicant was found not to be fit as Airman, then he should have been allotted alternative trade in accordance with Rule 15 (e) of the Air Force Rules, 1969. It is further submitted that the order of discharge suffers from vice of arbitrariness.</p> <p>On the pleadings on record, we Admit the O.A.</p> <p>Ld. Counsel for the respondents shall file counter affidavit within six weeks. Two weeks' thereafter is granted to Ld. Counsel for the applicant to file rejoinder affidavit, if any.</p> <p>List the case on 05.05.2016 for orders.</p> <p style="text-align: center;">.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;"><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

Dy No. 288 of 2016 inre: TA 13 of 2011

Baban Prasad Tiwari
By Legal Practitioner for Petitioner

Petitioner

Versus

Chief of the Army Staff & ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri Rohit Kumar. Ld. Counsel for the petitioner and Mrs. Appoli Srivastava, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant, the case is adjourned.</p> <p>List this case on 30.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

Ex-A No. 32 of 2016 Inre: O.A. No. 532 of 2012

Ram Deo

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Ld. Counsel Shri Rohit Kumar, holding brief of Shri R. Chandra. Ld. Counsel for the applicant and Mrs. Amrita Chakraborty. Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;">We have heard Ld. Counsel for the parties.</p> <p>In compliance of order dated 05.10.2015, OIC, Legal Cell informs that direction has been issued for the applicant to appear before the Re-assessment Medical Board. Copy of the order dated 18.02.2016 has been provided to Ld. Counsel for the applicant in Court along with earlier letter dated 12.01.2016.</p> <p>Accordingly, it is directed that the applicant shall appear before the Re-assessment Medical Board in terms of letter dated 18.02.2016 within two weeks from today before the appropriate authority of the Command Hospital, Central Command, Lucknow who shall convene Re-assessment Medical Board immediately and shall send compliance report by the date fixed.</p> <p style="text-align: center;">List the case on 11.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;"><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 131 of 2016

Raj Kumar Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Ld. Counsel Shri A.K. Maurya, holding brief of Shri O.P. Kushwaha, Ld. Counsel for the applicant and Mrs. Amrita Chakraborty. Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Objection on application for condonation of delay and maintainability of the case filed by Ld. Counsel for the respondents is taken on record.</p> <p>Ld. Counsel for the applicant prays for and is granted two weeks time to file reply.</p> <p>List this case on 31.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4

[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A No. 524 of 2016 with M.A. No. 525 of 2016 Inre: T.A. 77 of 2013

Jainendra Kumar

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri V.A. Singh. Ld. Counsel for the petitioner and Shri G.S. Sikarwar, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M.A. No.524 of 2016</u></p> <p>This is an application for condonation of delay in filing application for recall of order dismissing the petition for non-prosecution. There is delay of 4 months 15 days in moving the application. Cause shown is sufficient.</p> <p>Application is allowed and delay in moving application for restoration of case is condoned.</p> <p>M.A. No. 524 of 2016 is disposed of accordingly.</p> <p><u>M.A. No. 525 of 2016</u></p> <p>Restoration application is allowed. Order dated 17.09.2015 is recalled subject to payment of Rs 500/- as cost by Ld. Counsel for the applicant, which shall be remitted to the Bar Association Library, A.F.T., Lucknow within a week. On production of receipt, the case shall be restored to its original number.</p> <p>M.A. No. 525 of 2016 is disposed of accordingly.</p> <p><u>T.A. 77 of 2013</u></p> <p>List this case on 30.03.2016 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No 2056 of 2015 with M.A. No. 2223 of 2015

Raghvendra Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri K.K. Mishra. Ld. Counsel for the applicant and Mrs. Anju Singh. Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list this case on 30.03.2016 for orders in terms of earlier order dated 31.10.2015.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 490 of 2012

Pradeep Kumar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri Rohit Kumar, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;">As prayed by Ld. Counsel for the parties, list this case on 31.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 119 of 2015

Yuvraj Vishwakarma

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri Nishant Verma, Ld. Counsel for the applicant and Ms. Deepti Bajpai, Ld Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Rejoinder affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>List this case on 31.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 130 of 2015

Prashantha Kumar P.G

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri Yashpal Singh, Ld. Counsel for the applicant and Mrs. Deepti Prasad Bajpai, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed, one week's further time is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p>List this case on 31.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 200 of 2015

Col VJS Varaich

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri K.K. Mishra, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed, one week's further time is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p>List this case on 29.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T. A. No. 1207 of 2010

Smt. Vimla Devi

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri Rohit Kumar, Ld. Counsel for the petitioner and Ms. Amrita Chakraborti, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted one week's further time to file supplementary counter affidavit. One week thereafter is granted to Ld. Counsel for the petitioner to file supplementary rejoinder affidavit.</p> <p>List this case on 28.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

T.A. No. 21 of 2014 with M.A. No. 504 of 2016

Prem Shankar Tripathi

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|---|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri V.A. Singh, Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. counsel for the petitioner prays for and is granted one week's time to file rejoinder affidavit.</p> <p>List this case on 31.3.2016 for orders.</p> <p>.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 130 of 2010

Parmatma Nand Ram

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri V.A. Singh, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. counsel for the respondents is granted two weeks time to file supplementary affidavit annexing thereto copy of the letter purportedly submitted by the applicant as well as copy of the discharge order.</p> <p>Ld. Counsel for the applicant is granted one week's time thereafter to file supplementary rejoinder affidavit.</p> <p>List this case on 01.04.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 327 of 2011 with O.A. No. 432 of 2012 & M.A. No. 2037 of 2015

Naresh Kumar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|--------------------------------------|---|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Shri P.N. Chaturvedi Ld. Counsel for the applicant and Mrs. Appoli Srivastava, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>This is an old case of the year 2011. Ld. Counsel for the applicant prays for adjournment.</p> <p>List this case on 14.03.2016 for hearing.</p> <p>Since it is an old case, it shall be taken on day-to-day basis and in case Ld. Counsel for the applicant is not available on the next dates of listing, he shall make alternative arrangement.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 169 of 2011

Lt Col Lokesh Kandpal

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra (A)</u></p> <p>Present: Applicant in person and Shri R.K.S. Chauhan, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>We have been informed that Ld. Counsel for the applicant has not come to Court on account of illness. On request made by applicant present in person, the case is adjourned.</p> <p>List this case on 30.03.2016 for hearing.</p> <p>Since this is an old case of the year 2011, the case shall proceed on day-to-day basis and controversy involved may be adjudicated as early as possible. In case Ld. Counsel for the applicant is not available, the applicant shall make alternative arrangement.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left;"><small>ukt</small></p> |

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M.A. No. 661 of 2013 with M.A. No. 529 of 2016

Vikas Pandey

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt General Gyan Bhushan (A)</u></p> <p>Present: Shri P.N. Chaturvedi, Ld. Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the Respondents assisted by Wg Cdr Sardul Singh, OIC Legal Cell (Air Force).</p> <p>During course of arguments, it transpired that the O.A. has been filed with delay of 1 year 7 days. It is informed that representation preferred by the applicant was decided on 21.05.2012, which has not been impugned in the present O.A.</p> <p>Ld. Counsel for the Applicant prays for and is granted two weeks' time to move Amendment Application.</p> <p>List this case on 30.03.2016 for orders.</p> <p>(Lt General Gyan Bhushan) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 134 of 2015

Rajeev Moitra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>09.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Lt General Gyan Bhushan (A)</u></p> <p>Present: Shri J.N Mishra, Ld. Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the Respondents assisted by Wg Cdr Sardul Singh, OIC Legal Cell (Air Force).</p> <p>In spite of order dated 19.02.2016, Ld. Counsel for the Applicant has not carried out the amendments. Ld. Counsel for the Applicant prays for and is granted two weeks' further time to incorporate the amendments.</p> <p>List this case on 30.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Lt General Gyan Bhushan) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 495/2016 with M.A. No 496/16 Inre: T.A. 115/2009

Devi Shanker

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India and Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri J.N. Mishra, Ld. Counsel for the Petitioner and Dr Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M. A. No. 495 of 2016</u></p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in T.A. No. 115 of 2009. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 496 of 2016</u></p> <p>This is an application for grant of leave to appeal which has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected.</p> <p>In consequence there of the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

Dy No. 2091 of 2015

Diwan Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Anand Sharan, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents has raised preliminary objection regarding identity of the applicant. He prays for and is granted two weeks time to seek instructions from the authority concerned and file affidavit in this regard.</p> <p>List this case on 29.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

Ex. A. No 9 of 2012 in O.A. No. 295 of 2011

| | | |
|--|--------|-------------|
| Birendra Singh Tomar By Legal Practitioner for Applicant | Versus | Applicant |
| S.K.Sharma, Secretary Mod. By Legal Practitioner for Respondents | | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Veer Raghav Chaubey, Ld. Counsel for the Applicant and Shri V.P.S. Vats assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>This is an Execution Application submitted by the applicant being aggrieved with non execution of judgment and order dated 18.10.2011 of this Tribunal. Ld. Counsel for the respondents submits that SLP is pending in Hon'ble Supreme Court and order has been stayed.</p> <p>Keeping in view the fact that the matter is pending in Hon'ble Supreme Court, the Execution Application is rejected with liberty to file afresh after decision of Hon'ble Supreme Court.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small; margin-top: 5px;">ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

Ex. A. No 48 of 2015 Inre OA 223 of 2013

Surendra Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India and Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the Applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>We have heard Ld. Counsel for the parties and perused the record.</p> <p>Ld. Counsel for the respondents submits that on 03.02.2016 Govt. sanction for re-instating of applicant in service has been granted and PPO is likely to be issued within two weeks.</p> <p>Keeping in view the undertaking given by Ld. Counsel for the respondents, we dispose of Ex. A. No 48 of 2015 directing the respondents to implement the judgment and order dated 03.09.2015 of this Tribunal within two month from today.</p> <p>In case the order is not complied within one month, then the applicant shall be entitled for payment of additional interest of 10% from the date of expiry of period of two months from today.</p> <p>With the aforesaid directions, we dispose of Execution Application finally.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

Ex. A. No 17 of 2016 Inure TA 73 of 2013

| | | |
|---|--------|-------------|
| Brijesh Kumar Singh By Legal Practitioner for Petitioner | Versus | Petitioner |
| Union of India and Others By Legal Practitioner for Respondents | | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Rakesh Johri, Ld. Counsel for the Petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>List this case on 28.03.2016 for orders to enable Ld. Counsel for the Respondents to receive instructions regarding compliance of order dated 08.09.2015.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="font-size: small; margin-top: 10px;">ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No 2357 of 2015 inre O.A. Nil of 2015

P.K. Mahapatra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Case called out. None is present on behalf of applicant to press this application in second round after pass over.</p> <p>Ld. Counsel for the respondents is present.</p> <p>Case is dismissed for non prosecution.</p> <p>Interim order, if any, is hereby vacated.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 232 of 2016 Inure O.A. No 237 of 2014

| | |
|--|------------|
| Union of India And Others By Legal Practitioner for Applicants | Applicants |
| Versus | |
| Jagat Pal Singh Rathore By Legal Practitioner for Respondent | Respondent |

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Mrs Appoli Srivastava, Ld. Counsel for the applicants assisted by Lt Col Subodh Verma, OIC Legal Cell and none for the respondents</p> <p>This is an application for leave to appeal preferred by the applicants being aggrieved by the impugned order dated 05.01.2016 of this Tribunal.</p> <p>We have heard Ld. Counsel for the applicants.</p> <p>From perusal of application for grant of leave to appeal, it does not transpires that any substantial question of general public importance is involved which may require grant of leave to appeal under Section 31 of the Armed Forces Tribunal Act, 2007.</p> <p>Since no question of general public importance is involved, we decline to grant leave to appeal.</p> <p>Accordingly, application for leave to appeal lacks merit and hence rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">Ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No 301 of 2012

Padam Bahadur Gurung & Others
By Legal Practitioner for Applicants

Applicants

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Veer Raghav Chaubey, Ld. Counsel for the applicants and Mrs Anju Singh, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>It has been submitted by Ld. Counsel for the applicants that in identical matter Hon'ble Supreme Court has granted interim order of stay.</p> <p>As prayed by Ld. Counsel for the parties, list this case before appropriate Bench on 10.05.2016 for orders.</p> <p>On said date, Ld. Counsel for both the parties shall intimate the Tribunal with regard to status of the case pending before Hon'ble Supreme Court.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No 135 of 2015

Surendra Yadav

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri M.K. Singh, Ld. Counsel for the applicant and Dr Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Rejoinder Affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 30.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No 159 of 2015 with M.A. No 2394 of 2015

| | | |
|---|--------|-------------|
| Vikesh Kumar Balmiki By Legal Practitioner for Petitioner | Versus | Applicant |
| Union of India and Others By Legal Practitioner for Respondents | | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) R.C. Dixit, Ld. Counsel for the applicant and Mrs Appoli Srivastava, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M.A. No 2394 of 2015</u></p> <p>Counter Affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No 2394 of 2015 is disposed of accordingly.</p> <p><u>M.A. No 528 of 2016</u></p> <p>Rejoinder Affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>M.A. No 528 of 2016 is disposed of accordingly.</p> <p><u>O.A. No 159 of 2015</u></p> <p>Pleadings have been exchanged.</p> <p>List this case on 29.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No 174 of 2015

Jageshwar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, Ld. Counsel for the applicant and Dr Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted further one weeks' time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed by Ld. Counsel for the applicant within one week, thereafter.</p> <p>List this case on 30.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No 343 of 2015

| | |
|---|-------------|
| Lt Col Sunil Jain By Legal Practitioner for Applicant | Applicant |
| Versus | |
| Union of India and Others By Legal Practitioner for Respondents | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.K. Mishra, Ld. Counsel for the applicant and Shri V.P.S. Vats, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Rejoinder Affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>Submission of Ld. Counsel for the applicant is that entries made by Respondent Nos 4, 5 and 6 in the Confidential Report of the applicant are not in terms on Army Order.</p> <p>Merely because procedure has not been followed correctly, it does not make out a case to implead the officer(s) concerned as respondent(s) in the application. It is well settled proposition of law that a person is required to be impleaded in case order passed by him is mala fide or is revengeful action. In the present case no such pleading has been made. Accordingly we decline to issue notice to respondent Nos 4, 5 and 6 at the present stage.</p> <p>Counter Affidavit has already been filed.</p> <p>It has been submitted by Ld. Counsel for the respondents that on the satisfactory report, the applicant has been granted Time Scale rank.</p> <p>List this case on 15.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small; margin-top: 5px;">Ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No 35 of 2011

Union of India and Others
By Legal Practitioner for Petitioners

Petitioners

Versus

Sanjay Kumar Singh
By Legal Practitioner for Respondent

Respondent

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Dr Shailendra Sharma Atal, Ld. Counsel for the petitioners assisted by Lt Col Subodh Verma, OIC Legal Cell and Shri Yashpal Singh, Ld. Counsel for the respondents.</p> <p>Dr Shailendra Sharma Atal, Ld. Counsel for the petitioners submit that he wants to withdraw the present appeal with liberty to approach some other Forum.</p> <p>Accordingly, we allow the prayer made by Ld. Counsel.</p> <p>The present Appeal is rejected with liberty to approach other Forum, if any.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No 760 of 2010

Radhe Ram

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.P. Singh, Ld. Counsel for the Petitioner and Dr Shailendra Sharma Atal, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted three weeks time to file Supplementary Counter Affidavit to amended portion of the T.A.</p> <p>List this case on 12.04.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No 1067 of 2010

Prabhash Srivastava
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yashpal Singh, Ld. Counsel for the petitioner and Shri V.P.S. Vats, Ld. Counsel for the respondents.</p> <p>Ld. Counsel for the respondents submits that original documents pertaining to case are not available today and prays for adjournment of the case. Ld. Counsel for the petitioner has no objection.</p> <p>As prayed, list this case on 30.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No 60 of 2012

Bhola Nath Pandey

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>08.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, Ld. Counsel for the petitioner and Shri Ashish Saxena, Ld. Counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list this case on 29.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>Ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 77 of 2016

Brig (Retd) SK Sharma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.S. Rajawat, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>A preliminary objection has been raised by Ld. Counsel for the respondents that the O.A. is not maintainable.</p> <p>At pre-admission stage, we grant four weeks time to Ld. Counsel for the respondents to file objection with regard to maintainability of the O.A. One week's time thereafter is granted to Ld. Counsel for the applicant to file reply, if any.</p> <p>List this case on 14.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> |

anb

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 28 of 2011 with M.A. No 507 of 2016

Ved Singh Solanki

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Mrs Appoli Srivastava, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M.A. No 507 of 2016</u></p> <p>Reply to supplementary affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No 507 of 2016 is disposed of accordingly.</p> <p><u>O.A. No. 28 of 2011</u></p> <p>Ld. Counsel for the applicant prays for and is granted two weeks time to file Rejoinder Affidavit.</p> <p>List this case on 30.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 377 of 2012

Arvind Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted further two weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed by Ld. Counsel for the applicant within one week, thereafter.</p> <p>List this case on 28.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
O.A. No. 201 of 2014 with M.A. No. 281 of 2016

Col HS Bacchal

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Maj (Retd) R.D. Singh, Ld. Counsel for the applicant and Mrs Anju Singh, Ld. counsel for the respondents assisted by Col N.K. Ohri, representative from M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents prays for and is granted three weeks further time and no more to file objection on amendment application. Ld. Counsel for the applicant may file reply, if any, within next one week.</p> <p>List this case on 14.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 163 of 2015

Lt Col Ray Gautam Prasad
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri Kaushik Chatterji, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Reply to Counter Affidavit filed by Ld. Counsel for the applicant is taken on record.</p> <p>Pleadings have been exchanged.</p> <p>List this case on 14.04.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 332 of 2015 with M.A. No. 277 of 2016

Raushan Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R.K. Shuklla, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 277 of 2016</u></p> <p>Counter Affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No 277 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>O.A. No. 332 of 2015</u></p> <p>Ld. Counsel for the applicant prays for and is granted two weeks time to file Rejoinder Affidavit.</p> <p>List this case on 30.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 19 of 2016

Maj Gen RS Rathore

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.S. Rajawat, Ld. Counsel for the applicant and Shri Sunil Sharma, Shri R Chandra, Ld. counsel for the respondents assisted by Col N.K. Ohri, representative of M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Vide order dated 18.01.2016, time was granted to Ld. Counsel for the respondents to file Counter Affidavit but no Counter Affidavit has been filed.</p> <p>Ld. Counsel for the respondents further prays for and is granted three weeks and no more time to file Counter Affidavit.</p> <p>List this case on 04.04.2016 for orders showing the name of Shri Sunil Sharma Shri R Chandra as Ld. Counsel for Respondents.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
O.A. No. 175 of 2014

Lt Col Harshwardhan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld Counsel Shri Sarvesh Kumar Dubey, holding brief of Shri R.K. Verma, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. counsel for the respondents assisted by Col N.K. Ohri, representative of M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>A request has been made by Ld. Counsel Shri Sarvesh Kumar Dubey to adjourn the case. Ld. Counsel for the respondents has no objection.</p> <p>As prayed, list this case on 14.04.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
O.A. No. 264 of 2014

Col Mahesh Kumar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.K. Rai, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. counsel for the respondents assisted by Col N.K. Ohri, representative of M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the applicant the case is adjourned.</p> <p>List this case on 12.05.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

[See rule 11(1)]
ORDER SHEET
 ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
O.A. No. 279 of 2014

Col AP Singh
 By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
 By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|---|------------------------|
| <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.C. Ghildyal, Ld. Counsel for the applicant and Col N.K. Ohri, representative of M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell for the respondents.</p> <p>During the course of argument, Ld. Counsel for the applicant submitted that same Commanding Officer has recommended the applicant for grant of VSM but even then granted 8 marks. He further submitted that in view of the policy, because of restriction of 90 days, he could not inform about grading outstanding to higher authority. Argument raised by Ld. Counsel for the applicant is based on interpretation of policy matters. Ld. Counsel for the applicant wants to place on record policy letters dated 31.10.2011, 07.03.2011 and 19.11.2007 which related with specific pleading. He prays for and is granted three weeks time to file policy letters on affidavit.</p> <p>Objection, if any, may be filed by Ld. Counsel for the respondents within two weeks, thereafter.</p> <p>As prayed by Ld. Counsel for the parties, list this case on 12.05.2016 for further hearing.</p> <p>Notes/Charts provided by Ld. Counsel for the respondents shall be kept in sealed cover by Bench Secretary and shall be produced in the court on the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></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

Jai Prakash Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) B.P. Singh, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Maj Soma John, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner, list this case on 30.03.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 18 of 2012

Rajeev Kumar Bhutani
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R.C. Dixit, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Col N.K. Ohri, Representative from M.S. Branch Army Headquarters and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Argument concluded.</p> <p>Judgment reserved.</p> <p>Original documents produced by the respondents shall be kept in sealed cover by the Bench Secretary and shall be produced at the time of preparation of judgment.</p> <p>It shall be open to Ld. Counsel for the parties to submit case law, if any, by 08.03.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 202 of 2015

Brig HS Ratnaparkhi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri K.C. Ghildyal, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Col N.K. Ohri, representative from M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Argument concluded.</p> <p>Judgment reserved.</p> <p>It shall be open to Ld. Counsel for the parties to submit case law, if any, by 08.03.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 297 of 2015

Col Vikrmaditya Gupta
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties.</p> <p>Argument concluded.</p> <p>Judgment reserved.</p> <p>Original documents produced by the respondents shall be kept in sealed cover and shall be produced at the time of preparation of judgment by Bench Secretary.</p> <p>It shall be open to Ld. Counsel for the parties to submit case law, if any, by 08.03.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 26 of 2014

Anil Chandra

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.P. Pandey, Ld. Counsel for the petitioner and Dr S.N. Pandey, Ld. counsel for the respondents assisted by Col N.K. Ohri, representative from M.S. Branch and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents, list this case on 04.04.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 16 of 2015 Court No. 3

Aditya Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>04.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Judgment pronounced. Original Application No 16 of 2015 is dismissed. For order, see our order of date passed on separate sheets.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: right;">(Justice D.P. Singh) Member (J)</p> <p><small>gsr</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M. A. No. 483 of 2016 Inre M.A. No. 484 of 2016
Inre. O.A. No. 262 of 2011

Chief of Army Staff & Ors
By Legal Practitioner for Applicant

Applicant

Versus

Smt Chanda Singh and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri D.K. Pandey, Ld. Counsel for the applicant and Shri P.N. Chaturvedi, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M. A. No. 483 of 2016</u></p> <p>This is an application for condonation of delay in filing application for grant of leave to appeal in O.A. No. 262 of 2011. Admittedly, the application is time barred and has been moved beyond statutory period. The Tribunal lacks jurisdiction to condone the delay under the Armed Forces Tribunal Act, 2007. It is well settled that the Tribunal is not empowered to condone delay in moving application for leave to appeal. Accordingly application for condonation of delay in moving application for grant of leave to appeal is not maintainable and is rejected.</p> <p style="text-align: center;"><u>M.A. No. 484 of 2016</u></p> <p>This is an application for grant of leave to appeal which has been filed beyond the statutory period of limitation. Application for condonation of delay has been rejected.</p> <p>In consequence there of the application for leave to appeal is also rejected.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">anb</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
M. A. No. 256 of 2015 Inre M.A. No. 1938 of 2015

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|---|-------------|
| Radhey Shyam By Legal Practitioner for Applicant | Applicant |
| Versus | |
| Union of India and Others By Legal Practitioner for Respondents | Respondents |

| Notes of the Registry | Orders of the Tribunal | | |
|---|---|---|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri O.P. Kushwaha, Ld. Counsel for the applicant and Lt Col Subodh Verma, OIC Legal Cell for the respondents.</p> <p style="text-align: center;"><u>M.A. No. 1938 of 2015</u></p> <p>Application for taking on record objection filed on condonation of delay application filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No. 1938 of 2015 is disposed of accordingly.</p> <p style="text-align: center;"><u>M. A. No. 256 of 2015</u></p> <p>As prayed by Ld. Counsel for the applicant, list this case on 28.03.2016 for orders.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="font-size: small; margin-top: 5px;"><i>anb</i></p> | (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) |
| (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) | | |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M.A. No. 157 of 2016 with M.A. No. 408 of 2016,
R.A. No. 8 of 2016 Inre O.A. No. 231 of 2014

| | |
|---|------------|
| Union of India & Ors By Legal Practitioner for Applicants | Applicants |
| Versus | |
| Basant Kumar Singh By Legal Practitioner for Respondent | Respondent |

| Notes of the Registry | Orders of the Tribunal | | |
|---|---|---|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Mrs Appoli Srivastava, Ld. Counsel for the applicants assisted by Lt Col Subodh Verma, OIC Legal Cell and Shri A.K. Singh, Ld Counsel for the respondent.</p> <p style="text-align: center;"><u>M.A. No. 408 of 2016</u></p> <p>Application for rejection of review application filed by Ld. Counsel for the respondent is taken on record.</p> <p>Ld. Counsel for the applicant prays for and is granted one week's time to file reply.</p> <p>List this case on 15.03.2016 for orders.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Air Marshal Anil Chopra) Member (A)</td><td style="width: 50%; text-align: center;">(Justice D.P. Singh) Member (J)</td></tr></table> <p style="font-size: small; margin-top: 5px;"><i>anb</i></p> | (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) |
| (Air Marshal Anil Chopra) Member (A) | (Justice D.P. Singh) Member (J) | | |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M. A. No. 288 of 2016 Inre. O.A. No. 44 of 2015

Vaghela Deepak Kumar

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Ors

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Mrs Amrita Chakraborty, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Cost as ordered on 23.02.2016 has been deposited by Ld. Counsel for the applicant. Receipt filed by the Counsel is taken on record.</p> <p>As prayed by Ld. Counsel for the applicant, list this case on 29.03.2016 for order.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

**M. A. No. 332 of 2016 and M.A. No 493 of 2016 Inre R.A. No. 19 of 2016
& O. A. No. 255 of 2012**

Brig (Now) Maj Gen NK Mehta
By Legal Practitioner for Applicant

Applicant

Versus

Maj Gen RS Rathore & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra & Ankur Chhibber, Ld. Counsel for the applicant and Shri S.S. Rajawat, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M. A. No. 332 of 2016</u></p> <p>This is an application for grant of leave to appeal being aggrieved with the impugned order dated 17.02.2016 passed by this Tribunal in Review Application No 19 of 2015, inre. O.A. No. 255 of 2012.</p> <p>Ld. Counsel for the applicant submits that in para 13 of the order/judgment it has been stated that since there was only one vacancy, the applicant's name could not be considered for promotion to the rank of Major General. This is an incorrect statement of fact. Ld. Counsel for the applicant could not point out any issue of public importance involved in the case.</p> <p>In the present case out of two CRs, one CR was rescinded and on account of only one CR, the applicant was not entitled for promotion to the rank of Major General. Apart from this fact there were certain other facts which were concealed and not placed before the Bench at the time of final disposal of O.A. Finding has been recorded that there was concealment of material fact and fraud was committed. In view of the fact that there was concealment of material facts and fraud committed by the</p> |

applicant in the O.A., the Review Application was allowed and the order dated 17.02.2016 was set aside.

So far as finding recorded by the Tribunal in Review Application No 19 of 2015 inre O.A. No 255 of 2012 is concerned, the finding recorded by the Tribunal with regard to commission of fraud has not been assailed in the application by material and trustworthy pleadings.

Accordingly we are of the view that there appears no good ground or reason to allow the application for grant of leave to appeal since no substantial question of law or of public importance is involved. The order/judgment dated 17.02.2016 is based on proposition of law as enunciated by Hon'ble Supreme Court.

Application lacks merit and is **rejected**.

M.A. No 493 of 2016

Reply to Application for grant of leave to appeal also stands disposed of finally.

Certified copy of the order be supplied to Ld. Counsel for the parties by tomorrow i.e. 04.03.2016.

**(Air Marshal Anil Chopra)
Member (A)**

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

anb

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M. A. No. 345 of 2016 Inre M.A. No. 19 of 2016
& O.A. No. 255 of 2012

| | |
|--|-------------|
| Union of India & Ors By Legal Practitioner for Applicant | Applicant |
| Versus | |
| Maj Gen RS Rathore & Ors By Legal Practitioner for Respondents | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Sunil Sharma, Ld. Counsel for the applicant and Shri S.S. Rajawat, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M. A. No. 345 of 2016</u></p> <p>This is an application for leave to appeal filed by Union of India being aggrieved with the impugned order dated 17.02.2016 passed by this Tribunal in Review Application No 19 of 2015, inre. O.A. No. 255 of 2012.</p> <p>Ld. Counsel for the applicant submits that in para 13 of the order/judgment it has been stated that since there was only one vacancy, the applicant's name could not considered for promotion to the rank of Major General. This is incorrect statement of fact. Ld. Counsel for the applicant could not point out any issue of public importance involved in the case.</p> <p>In the present case out of two CRs, one CR was rescinded and on account of only one CR, the applicant was not entitled for promotion to the rank of Major General. Apart from this fact there were certain other facts which were concealed and not placed before the Bench at the time of final disposal of O.A. Finding has been recorded that there was concealment of material fact and</p> |

fraud was committed. In view of the fact that commission of fraud seems to have been committed by the applicant in the O.A as well as Union of India and even the Union of India has not apprised the Tribunal with regard to material facts under which the applicant-respondent no. 1 could not have been promoted on the post of Major General. In this view of the matter, the Review Application was allowed and the order dated 17.02.2016 was set aside.

It has been submitted by Ld. Counsel for the Union of India Shri Sunil Sharma the Union of India had brought on record entire material facts with regard to ACR entries. Even if Union of India had brought on record with regard to it, attention of the Tribunal seems to not have been invited. In a number of cases, Hon'ble Supreme Court has held that mere pleadings on record would not suffice and during the course of oral arguments, counsel must bring to the notice of the Court/Tribunal with regard to materials placed on record.

Accordingly we are of the view that there appears no good ground or reason to allow the application for grant of leave to appeal since no substantial question of law or of public importance is involved. The order/judgment dated 17.02.2016 is based on proposition of law as enunciated by Hon'ble Supreme Court.

Application lacks merit and is **rejected**.

M.A. No 494 of 2016

Reply to Application for grant of leave to appeal also stands disposed of finally.

Certified copy of the order be supplied to Ld. Counsel for the parties by tomorrow i.e. 04.03.2016.

(Air Marshal Anil Chopra)
Member (A)

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

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 157 of 2015

Himanshu Goswami

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Yash Pal Singh, Ld. Counsel for the applicant and Lt Col Subodh Verma, OIC Legal Cell for the respondents.</p> <p>As prayed, two weeks' further time is granted to Ld. Counsel for the applicant to file rejoinder affidavit.</p> <p>List this case on 29.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 293 of 2015

Dinesh Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the respondents as well as OIC Legal Cell, six weeks' further time is granted to the respondents to file counter affidavit. One week's time thereafter is granted to Ld. Counsel for the applicant to file rejoinder affidavit, if any.</p> <p>List this case on 21.04.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 103 of 2012

Sita Ram

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the petitioner and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Amended copy of T.A. filed by Ld. Counsel for the petitioner is taken on record.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks time to file counter affidavit. A weeks' time thereafter is granted to Ld. Counsel for the petitioner to file rejoinder affidavit.</p> <p>List this case on 05.04.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 85 of 2013

Umesh Kumar

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.K. Shukla, Ld. Counsel for the petitioner and Shri Kaushik Chatterji, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. counsel for the parties, list this case on 28.03.2016 for further hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 232 of 2011

Paras Nath

By Legal Practitioner for Applicant

Applicant

Versus

Chief of Air Staff & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. counsel for the respondents assisted by Wg Cdr Sardul Singh, OIC Legal Cell.</p> <p>As prayed by Ld. counsel for the applicant, list this case on 29.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 297 of 2015

Col Vikrmaditya Gupta
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Ors
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the parties, list this case on 04.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 70 of 2013

Pan Singh Pundir

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Ors

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>03.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri R. Chandra, Ld. Counsel for the petitioner and Ms. Amrita Chakraborty, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the petitioner submits that in spite of acquittal in criminal case, the petitioner has not been restored in service. Ld. Counsel for the respondents as well as OIC Legal Cell prays for time to look into the matter.</p> <p>As prayed list this case on 28.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M. A. No. 470 of 2016 Inre M.A. No. 77 of 2016
with M.A. No. 327 of 2016

Aman Kumar Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India and Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Manish Mishra, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p style="text-align: center;"><u>M.A. No. 470 of 2016</u></p> <p>Restoration application is allowed. Order dated 19.02.2016 is recalled subject to payment of Rs 500/- as cost by Ld. Counsel for the applicant, which shall be remitted to the Bar Association Library, A.F.T., Lucknow within a week. On production of receipt, the case shall be restored to its original number.</p> <p>M.A. No. 470 of 2016 is disposed of accordingly.</p> <p style="text-align: center;"><u>M.A. No. 77 of 2016</u></p> <p>List this case on 22.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">ukt</p> |

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

M. A. No. 472 of 2016 Inre T.A. No. 10 of 2011

Sanjay Arya

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India and Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Vinay Pandey, Ld. Counsel for the petitioner and Shri Amit Jaiswal, Ld. counsel for the respondents.</p> <p><u>M. A. No. 472 of 2016</u></p> <p>Order dated 15.09.2015 is corrected and in paragraph 3 of the order, the word "not" has been deleted.</p> <p>M.A. No. 472 of 2016 is disposed of accordingly.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
M. A. No. 179 of 2016 Inre O.A. No. 184 of 2010

Ramesh Chandra Applicant
By Legal Practitioner for Applicant

Versus

Union of India and Others Respondents
By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Ld. Counsel Shri Yashpal Singh, holding brief of Shri K.C. Ghildyal, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Applicant is permitted to correct father's name as Gokul Chand in the O.A. and other appropriate places. So far as final order dated 12.01.2016 is concerned, in the array of parties, name of father of applicant is corrected as Gokul Chand.</p> <p>M.A. is disposed of finally.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O. A. No. 232 of 2010

Jagdish Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.K. Singh, Ld. Counsel for the applicant and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>We have been informed by Shri D.K. Pandey Ld. Counsel for the respondents that the stay order granted by the High Court is still continuing.</p> <p>List the case on 04.05.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4

[See rule 11(1)]
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 281 of 2015 along with M.A. No. 485 of 2016

Inder Pal Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p><u>M.A. No. 485 of 2016</u></p> <p>Counter affidavit filed by Ld. Counsel for the respondents is taken on record.</p> <p>M.A. No 485 of 2016 is disposed of accordingly</p> <p><u>O.A. No. 281 of 2015</u></p> <p>Ld. Counsel for the applicant prays for and is granted two weeks time to file rejoinder affidavit.</p> <p>List this case on 21.03.2016 for orders.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 293 of 2015

Dinesh Kumar Mishra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Lt Col Subodh Verma, OIC Legal Cell, OIC</p> <p style="padding-left: 40px;">Ld. Counsel for the applicant undertakes to serve copy of the T.A. on Ld. Counsel for the respondents today itself.</p> <p style="padding-left: 40px;">List this case on 03.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
T.A. No. 970 of 2010

Rajput Chandrapal Singh Petitioner
By Legal Practitioner for Petitioner
Versus
Union of India and Others Respondents
By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rakesh Johri, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>It is submitted by Ld. Counsel for the petitioner that on account of allegation of attempted suicide, the petitioner has been discharged from service. However, person against whom allegation has been made for persecution and sodomy has been dismissed from service and T.A. has been filed on his behalf in the Tribunal being T.A. No. 209 of 2009 Havildar Ram Roop Singh vs. Union of India and others..</p> <p>In order to avoid conflicting order/judgment by the Tribunal, it is appropriate that the cases be heard and disposed of together.</p> <p>Let the matter be placed before Hon'ble HoD for orders so that the matters may be listed together.</p> <p>List the case on 06.04.2016 for orders before the appropriate Bench as nominated by Hon'ble HoD.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4
[See rule 11(1)]
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
O.A. No. 154 of 2013

Nb Subedar Prashant Kumar Sahoo
By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>During course of hearing, OIC Legal cell submits that he has received instructions dated 29.02.2016 to the effect that marks of written test and service records are not added while preparing merit list with regard to permanent commission. He further submits that earlier and even now selection is done purely on the basis of SSB marks.</p> <p>Let the affidavit be filed to this effect by Ld. Counsel for the respondents to within three days.</p> <p>List the case on 28.03.2016 for further hearing in terms of earlier orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3
T.A. No. 31 of 2012 with M.A. No. 2007 of 2015

Shatrughan Singh Chauhan
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. Counsel for the petitioner and Mrs Appoli Srivastava, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. Counsel for the respondents could not produce the record in terms of order dated 25.02.2016.</p> <p>As prayed, one more opportunity is granted to Ld. Counsel for the respondents to produce the relevant record.</p> <p>As prayed by Ld. Counsel for the respondents, list this case on 28.03.2016 for further hearing.</p> <p>It is clarified that in case records are not produced by the next date fixed, an adverse inference may be drawn against the respondents and the Court may proceed to finally adjudicate the controversy in question.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small;">ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 23 of 2013

LM Butola

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rakesh Johri, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. Counsel for the petitioner list this case on 28.03.2016 for further hearing in terms of earlier order.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4

[See rule 11(1)]

ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

Court No. 3

O.A. No. 281 of 2012 with M.A. No. 1821 of 2015

Sube Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India and Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Y.R. Sharma, Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Heard Ld. Counsel for the parties. During course of arguments, OIC Legal Cell prayed to place on record the correct copy of Gazette Notification by which honorary commission has been granted to the applicant.</p> <p>Let affidavit be filed by Ld. Counsel for the respondents within a week. Ld. Counsel for the applicant may file response within three days thereafter.</p> <p>List this case on 28.03.2016 for hearing.</p> <p>Ld. Counsel for the respondents shall produce entire Gazette Notification on the next date of listing.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 82 of 2011

Ram Lakhan Singh
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Bachchan Singh, Ld. Counsel for the petitioner and Shri Ashish Saxena, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>According to office report, original relevant record is available on the file of the T.A.</p> <p>Ld. Counsel for both the parties may inspect the same and make submissions accordingly.</p> <p>List the case on 04.04.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>ukt</small></p> |

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
T.A. No. 39 of 2012
Court No. 3

Selina John
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>02.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Judgment pronounced. Transferred Application No 39 of 2012 is allowed. For order, see our order of date passed on separate sheets.</p> <p>(Air Marshal Anil Chopra) Member (A)</p> <p>(Justice D.P. Singh) Member (J)</p> <p>ukt</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

M. A. No. 195 of 2016

Hoshiyar Singh Shekhawat
By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the applicant and Shri Amit Jaiswal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Case called out. None is present on behalf of applicant to press this application in second round after pass over.</p> <p>Ld. Counsel for the respondents is present.</p> <p>Case is dismissed for non prosecution.</p> <p>Interim order if any, stands vacated.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 73 of 2011 with M.A. No. 1729 of 2015
M.A. No. 1856 of 2015 M.A. No. 266 of 2016

| | | |
|---|--------|-------------|
| Om Prakash Rai By Legal Practitioner for Applicant | Versus | Applicant |
| Union of India and Others By Legal Practitioner for Respondents | | Respondents |

| Notes of the Registry | Orders of the Tribunal |
|------------------------------|--|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. counsel for the applicant is granted time to assist the Court as to whether O.A. No. 2 of 2011 covers the present case and the application for amendment may be entertained at this stage with regard to facts with existing prior to filing of the present O.A.</p> <p>List this case on 17.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p style="text-align: left; font-size: small; margin-top: 5px;">anb</p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O. A. No. 255 of 2015

Kishan Kumar

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Col (Retd) Ashok Kumar, Ld. Counsel for the applicant and Mrs Appoli Srivastava, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Four weeks' further time and no more is granted to the respondents to file counter affidavit. Rejoinder affidavit may be filed within one week thereafter.</p> <p>List this case on 29.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T. A. No. 416 of 2010

Umesh Kumar Shukla
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri S.K. Pandey, Ld. Counsel for the petitioner and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Ld. counsel for the respondents prays for and is permitted to file Supplementary Counter Affidavit by tomorrow in terms of order dated 08.10.2015. Ld. counsel for the petitioner is granted three weeks' time to file supplementary rejoinder affidavit.</p> <p>List this case on 22.03.2016 for orders.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O. A. No. 154 of 2013

Nb Subedar Prashant Kumar Sahoo
By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others
By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri V.A. Singh, Ld. counsel for the applicant and Shri Shyam Singh, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. counsel for the petitioner, list this case on 02.03.2016 for further hearing in terms of earlier order.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 23 of 2013

LM Butola

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rakesh Johri, Ld. Counsel for the petitioner and Shri Yogesh Kesarwani, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. counsel for the petitioner, list this case on 02.03.2016 for further hearing in terms of order dated 30.02.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 85 of 2013

Umesh Kumar

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.K. Shukla, Ld. Counsel for the petitioner and Shri Kaushik Chatterji, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>As prayed by Ld. counsel for the applicant, list this case on 03.03.2016 for further hearing in terms of order dated 19.02.2016.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> |

anb

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 223 of 2014 with Dy. No. 866 of 2015

Ramesh Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India and Others

Respondents

By Legal Practitioner for Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri P.N. Chaturvedi, Ld. Counsel for the applicant and Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Applying for leave by Ld. counsel for respondents does not make out a ground for adjournment of the case since Union of India is represented by so many counsels. It is expected that some one of the counsel on the panel would be present to assist the court on behalf of Union of India.</p> <p>However, in the interest of justice we adjourn the case in view of request made by OIC Legal Cell.</p> <p>List this case on 14.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

O.A. No. 229 of 2014

Ramvir Singh

By Legal Practitioner for Applicant

Applicant

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Punishment seems to have awarded in pursuance of Court Martial proceedings.</p> <p>List before the bench ceased with Summary Court Martial matters on 14.03.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 116 of 2009

Safiuddin

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|--|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : None for the petitioner and Dr. Shailendra Sharma Atal, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>Maj (Retd) R.D. Singh is reported to be out of station due to illness.</p> <p>List this case on 04.04.2016 for hearing.</p> <p>On the date fixed, Ld. Counsel for the Respondents shall produce original documents pertaining to case for perusal of the Bench.</p> <p>Ld. Counsel for the parties may submit/exchange synopsis/written arguments, supported with law, if any by the date fixed.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |

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

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No. 3

T.A. No. 86 of 2011

GC Yadav

By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India and Others

By Legal Practitioner for Respondents

Respondents

| Notes of the Registry | Orders of the Tribunal |
|-----------------------|---|
| | <p><u>01.03.2016</u> <u>Hon'ble Mr. Justice D.P. Singh, Member (J)</u> <u>Hon'ble Air Marshal Anil Chopra, Member (A)</u></p> <p>Present : Shri Rohit Kumar, Ld. Counsel for the petitioner and Shri D.K. Pandey, Ld. counsel for the respondents assisted by Lt Col Subodh Verma, OIC Legal Cell.</p> <p>List before appropriate bench on 14.03.2016 in view of order dated 08.01.2014.</p> <p style="text-align: center;">(Air Marshal Anil Chopra) Member (A)</p> <p style="text-align: center;">(Justice D.P. Singh) Member (J)</p> <p><small>anb</small></p> |