

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

O.A. No. 48 of 2017

Smt Radhika Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri CS Rawat, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment is reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

Ex.A No. 251 of 2016 Inre O.A. No. 133 of 2016

Ghanshyam Tiwari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Lalit Kumar, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 251 of 2016</u></p> <p>This is an application for execution of order dated 04.11.2016 passed in O.A. No. 133 of 2016.</p> <p>Learned counsel for the applicant submits that order under execution has been fully complied with by the respondents and nothing is outstanding.</p> <p>Since order under execution has been complied with, this Execution Application has become infructuous and is hereby disposed of finally.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

Ex.A No. 100 of 2017 with M.A. No. 82 of 2018 Inre O.A. No. 07 of 2013

Mukesh Kumar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present : Shri Lalit Kumar, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 100 of 2017</u></p> <p style="text-align: center;">This is an application for execution of order dated 14.08.2014 passed in O.A. No. 7 of 2013.</p> <p style="text-align: center;">In this application for execution, it is submitted on behalf of the applicant that the applicant at the time of his dismissal from service was holding the rank of Lance Naik but while executing the order under execution, the respondents have re-instated the applicant on the post of Sapper which is inferior to the post of Lance Naik which was last held by the applicant.</p> <p style="text-align: center;">Apart from it, it is submitted by learned counsel for the applicant that the applicant remained out of service for more than six years during which period he also became entitled to Annual Leave and Leave Encashment for the aforesaid period which has also not been paid to him.</p> <p style="text-align: center;">It is further submitted that as per Para 148 of DSR the applicant had already cleared the promotional cadre course for Havildar and he was entitled to promotion to the rank of Havildar but the respondents have not yet promoted him.</p> <p style="text-align: center;">On behalf of the respondents it is submitted by learned counsel for the respondents that the rank of Sapper and Lance Naik are one and the same post and that the promotion to Lance Naik is given by local commander and has no affect on the pay therefore at this point, learned counsel claimed that the applicant was a paid Lance naik at the time of incident and subsequent punishment.</p>

Respondents are directed to clarify as to why the applicant has not been re-instated as Lance Naik and they are also required to clarify the difference between pay and length of service of a Sapper & Lance Naik. They are also required to clarify if the applicant is entitled to promotion as Havildar as a result of the original order stating consequential benefits. The respondents shall also clarify their position on the claim of leave encashment for the applicant. Respondents shall clarify the position by filing an affidavit.

As prayed, list this case on **30.10.2018** for order at Circuit Bench, Nainital.

Copy of the order be provided to both learned counsel for the parties within 24 hours, free of cost.

(Air Marshal BBP Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

SB

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

Ex.A No. 117 of 2017 Inre O.A. No. 244 of 2014

Balwant Singh Parihar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 117 of 2017</u></p> <p>This is an application for execution of order dated 13.02.2017 passed in O.A. No. 244 of 2014.</p> <p>It is submitted on behalf of the applicant that in compliance of order under execution, the applicant has been reinstated in DSC service and his medical examination has also been conducted at MH Bareilly.</p> <p>Learned counsel for the respondents prays for time to seek instructions with regard to the remaining compliance of the order under execution.</p> <p>It is further informed by the respondents that cost imposed upon the respondents by earlier order of this Tribunal has been deposited. Registry is directed to pay the same to the applicant through cheque.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

Ex.A No. 39 of 2018 Inre O.A. No. 146 of 2015

Devendra Singh Bhandari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Lalit Kumar, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 39 of 2018</u></p> <p>This is an application for execution of order dated 03.10.2017 passed in O.A. No. 146 of 2015.</p> <p>Learned counsel for the respondents prays for further time to comply with the order under execution.</p> <p>On the previous date of listing of the case, cost of Rs. 5000/- was imposed on the respondents in case they do not file compliance report by the date fixed i.e. 17.09.2018. Since compliance report has not been filed, as such, the respondents are directed to deposit the cost so imposed before the date fixed which shall be paid to the applicant by the Registry through cheque.</p> <p>List this case on 01.11.2018 for orders and filing of complete compliance report at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

Ex.A No. 103 of 2018 Inre O.A. No. 333 of 2013

Jeewan Chandra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri G.D. Joshi, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 103 of 2018</u></p> <p>This is an application for execution of order dated 28.08.2017 passed in O.A. No. 333 of 2013.</p> <p>Learned counsel for the respondents submits that the execution of order is under process and prays for further one month's time to comply the same and file compliance report.</p> <p>As prayed, list this case on 01.11.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 839 of 2017 with M.A. No. 840 of 2017 M.A. No. 1024 of 2018
Inre M.A. No. 476 of 2016

Liladhar Bhatt
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : None for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Case was taken up in the revised list. None appeared on behalf of the applicant.</p> <p>It is informed at Bar that today is local holiday in the local Court. Therefore, in the interest of justice, the case is adjourned for the day.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1252 of 2017
Inre O.A. No. Nil of 2017

Laxmi Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the applicant prays for further time to file reply to the objection on application for condonation of delay, filed by the respondents.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1276 of 2017
Inre O.A. No. Nil of 2017

Rajendra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : None for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>None is present on behalf of the applicant. It appears from perusal of record that case has not yet been admitted. Counter affidavit has already been filed by the respondents.</p> <p><u>M.A. No. 1276 of 2017</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p>In the meantime, rejoinder affidavit, if any, may be filed by learned counsel for the applicant.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1403 of 2018
Inre O.A. No. Nil of 2018

Ex Hav Mangal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents submits that he shall file objection on the application for condonation of delay by tomorrow.</p> <p>List this case on 18.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1404 of 2018
Inre O.A. No. Nil of 2018

Ex Rect Jagat Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant may file his replication, if any.</p> <p>List this case on 18.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1405 of 2018
Inre O.A. No. Nil of 2018

Ex Sub Maj Suresh Prakash Chander
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents submits that he shall file objection on the application for condonation of delay by tomorrow.</p> <p>List this case on 18.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1406 of 2018
Inre O.A. No. Nil of 2018

Ex Hav Shankar Chandra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Ms. Shruti Joshi, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Replication, if any, may be filed by learned counsel for the applicant.</p> <p>List this case on 19.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 53 of 2017

Ishwar Singh Chiral
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri D.S. Mehta, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents submits that he shall file affidavit by tomorrow in pursuance to earlier order dated 01.08.2018.</p> <p>As prayed by learned counsel for the respondents, list this case on 19.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 54 of 2017

Kedar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Devendra Singh Bohra, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents submits that he shall file affidavit by tomorrow.</p> <p>List this case on 19.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 349 of 2018

Heera Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1403 of 2018
Inre O.A. No. Nil of 2018

Ex Hav Mangal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1403 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1404 of 2018
Inre O.A. No. Nil of 2018

Ex Rect Jagat Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>M.A. No. 1404 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>Let the case be registered as O.A.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1405 of 2018
Inre O.A. No. Nil of 2018

Ex Sub Maj Suresh Prakash Chander
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1405 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, it is delayed in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 01.11.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 345 of 2018

Shyam Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 348 of 2018

Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 433 of 2018

Ex LRO Jagat Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Asheesh Agnihotri on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Lalit Kumar, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents.</p> <p>In this case, earlier T.A. No. 11 of 2013 was allowed and the disease was held to be declared as attributable to military service. RSMB of the applicant was also directed to be held. The RSMB has also opined that the applicant was suffering from the same disease with the same percentage. The point involved in the present case requires adjudication.</p> <p style="text-align:center">Admit.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant, within two weeks, thereafter.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>anb</i></p>

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

Ex.A No. 33 of 2018 Inre O.A. No. 220 of 2014

Narayan Datt Joshi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri K.K. Singh Bisht, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 33 of 2018</u></p> <p>This is an application for execution of order dated 25.08.2017 passed in O.A. No. 220 of 2014.</p> <p>Learned counsel for the applicant submits that order under execution has not yet been complied with.</p> <p>Learned counsel for the respondents prays for further time to file compliance report. As prayed, four weeks further time is granted to the respondents to file compliance report failing which they will have to pay cost of Rs. 5000/-.</p> <p>List this case on 30.10.2018 for order at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

Ex.A No. 141 of 2018 Inre O.A. No. 285 of 2017

Bachuli Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 141 of 2018</u></p> <p>This is an application for execution of order dated 10.10.2017 passed in O.A. No. 285 of 2017.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to seek instruction from the authority concerned and file compliance report.</p> <p>List this case on 30.10.2018 for order at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

Ex.A No. 142 of 2018 Inre O.A. No. 326 of 2016

Ex Nk Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri P.S. Bohra, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p><u>Ex.A. No. 142 of 2018</u></p> <p>This is an application for execution of order dated 25.05.2018 passed in O.A. No. 326 of 2016.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to seek instruction from the authority concerned and file compliance report.</p> <p>List this case on 31.10.2018 for order at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1251 of 2018 Inre O.A. No. Nil of 2018

Mukund Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri S.C. Bhatt, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1251 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of service pension. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents submits that he shall file counter affidavit by tomorrow.</p> <p>List this case on 19.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1402 of 2018 Inre O.A. No. 431 of 2017

Union of India & Others
By Legal Practitioner for Applicant-Respondents

Applicant-Respondents

Versus

Lt Col Narayan Singh Thapa (Retd)
By Legal Practitioner for Respondent-Applicant

Respondent-Applicant

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Dr. Gyan Singh, learned counsel for the applicant and Shri Lalit Kumar, learned counsel for the applicant-respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1402 of 2018</u></p> <p>This is an application for modification of order dated 12.04.2018 passed by this Tribunal in O.A. No. 431 of 2017 whereby the following order was passed:-</p> <p style="text-align: center;"><i>“Accordingly, O.A. No. 431 of 2017 is allowed. The impugned order dated 04.06.2012 passed by the Release Medical Board (RMB) and order dated 03.10.2012, conveying rejection of claim for disability pension to the applicant are set aside. The respondents are directed to grant disability pension to the applicant after rounding off @ 50% from three preceding years of filing of this petition, i.e. 09.10.2014. The entire exercise shall be completed by the respondents within four months from the date of production of certified copy of this order, failing which the applicant shall also be entitled to simple interest @ 9% per annum on the amount accrued from due date till the date of actual payment.”</i></p> <p>Learned counsel for the applicant-respondents argued that this Tribunal has passed order for grant of disability pension and has also granted benefit of rounding off of disability pension. The respondent-applicant is already getting service pension, therefore, the benefit of rounding off has also been extended to the service element, which the applicant-respondent is already getting.</p> <p>We are surprised by such argument advanced by learned counsel for the applicant-respondents that benefit of rounding off is also to be made applicable to the service element. We fail to understand as to how an organization which is dealing with disability pension as a routine matter can have doubts as to whether service element is also required to be rounded off due to disability. Disability pension includes disability and service element</p>

both and, therefore, there is no confusion on this point under the law. We fail to understand as to why and under whose instructions such an application for modification has been preferred by the applicant-respondents. The grounds taken and arguments advanced are simply mis-conceived and contrary to the Government's policy of reducing unwarranted litigation. It appears that the officers responsible to give instructions are issuing instructions mechanically without application of mind. We feel that such flimsy grounds are being raised only to delay the execution of the order for the reasons best known to them.

For reasons mentioned in foregoing paragraphs, the application for modification deserves to be rejected, hence, **rejected**.

Respondents shall file compliance report by the next date failing which they will have to pay cost of Rs. 5000/-.

List this case on **31.10.2018** for orders at Circuit Bench, Nainital.

(Air Marshal BBP Sinha)
Member (A)

(Justice S.V.S. Rathore)
Member (J)

anb

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

O.A. No. 185 of 2014

Lal Bahadur Gurung
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the applicant prays for and is granted four weeks further time to file supplementary rejoinder affidavit.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 75 of 2017

Randheer Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri M.C. Pant, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the applicant has cited several case laws.</p> <p>Learned counsel for the respondents prays for and is granted time to file case laws in rebuttal.</p> <p>As prayed, list this case on 19.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 131 of 2018

Smt. Pushpa Bhatt
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the applicant prays for and is granted four weeks further time to file rejoinder affidavit.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 132 of 2018

Diwan Singh Bora
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the applicant submits that he shall file rejoinder affidavit during the course of day.</p> <p>As prayed by learned counsel for the applicant, list this case on 31.10.2018 for hearing at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 286 of 2018

Govind Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">Present : Shri Kishore Rai, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;">Heard learned counsel for the parties.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 294 of 2018

Raghu Nandan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>This is an application moved by learned counsel for the applicant for amendment in the prayer clause.</p> <p>Learned counsel for the respondents submits that he shall file objection to it during the course of day.</p> <p>As prayed, list this case on 19.09.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 298 of 2018

Smt. Jeewantee Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 300 of 2018

Ramesh Chandra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 343 of 2018

Ex Hav (Hony Nb Sub) Kunwar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 344 of 2018

Ex Nk Govind Singh Bhandari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 350 of 2018

Ex Hav (Hony Nb Sub) Madhan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>18.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the respondents prays for and is granted four weeks further time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1632 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Dunger Singh Khati
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Ms. Appoli Srivastava on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align:center"><u>M.A. No. 1632 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Ms. Appoli Srivastava, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1633 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Meharwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1633 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Yogesh Kesarwani, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1634 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Anand Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Shyam Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1634 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Shyam Singh, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1635 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Darwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Gyan Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1635 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Dr. Gyan Singh, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1636 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Govind Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Chet Narain Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1636 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Dr. Chet Narain Singh, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1637 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Namit Sharma on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1637 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Namit Sharma, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1638 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Ram Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri A.K. Sahu on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1638 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri A.K. Sahu, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1639 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Bahadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1639 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Dr. Shailendra Sharma Atal, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1640 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Mohan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Bhanu Pratap Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1640 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Bhanu Pratap Singh, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1641 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Gopal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Asheesh Agnihotri on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1641 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of pension of Hony Naib Subedar. This O.A. has been filed after a considerable delay of 08 years, 09 months & 03 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Agnihotri, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1648 of 2018 Inre O.A. No. Nil of 2018

Ex Sub Nar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri R.C. Shukla on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1648 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of disability pension. This O.A. has been filed after a considerable delay of 10 years, 05 months & 16 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri R.C. Shukla, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1649 of 2018 Inre O.A. No. Nil of 2018

Ex L/Nk Pushkar Chand
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Anurag Mishra on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1649 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of disability pension. This O.A. has been filed after a considerable delay of 02 years, 01 month & 07 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Anurag Mishra, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1650 of 2018 Inre O.A. No. Nil of 2018

Ex Nb Sub Trilok Chand Tiwari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Amit Jaiswal on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1650 of 2018</u></p> <p>This Original Application has been filed with the prayer for grant of disability pension. This O.A. has been filed after a considerable delay of 13 years, 08 months & 24 days in filing the Original Application.</p> <p>Notice on behalf of respondents has been received by Shri Amit Jaiswal, learned counsel for the respondents. He prays for time to go through it and to argue on the application for condonation of delay.</p> <p>List this case on 20.09.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 438 of 2018

Ex Nk Ashok Chandra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>This Original Application has been filed with the prayer for grant of disability pension.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p>Admit.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1406 of 2018
Inre O.A. No. Nil of 2018

Ex Hav Shankar Chandra
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Ms. Shruti Joshi, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1406 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted four weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 54 of 2017

Kedar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri D.S. Bohra, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Supplementary affidavit filed by learned counsel for the respondents today in the Court is taken on record. Replication, if any, may be filed by learned counsel for the applicant.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 292 of 2018

Balbir Bahadur Rana
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 347 of 2018

Pratap Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Last opportunity is prayed by learned counsel for the respondents to file counter affidavit. As prayed, four weeks time is granted to file counter affidavit.</p> <p>Rejoinder affidavit, if any, may be filed by learned counsel for the applicant.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 358 of 2018

Narayan Singh Karki
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Last opportunity is prayed by learned counsel for the respondents to file counter affidavit. As prayed, four weeks time is granted to file counter affidavit.</p> <p>Rejoinder affidavit, if any, may be filed by learned counsel for the applicant.</p> <p>List this case on 01.11.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 359 of 2018

Ex Hav (Hony Naib Subedar) Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant submits that he does not intend to file rejoinder affidavit.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Order reserved.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 360 of 2018

Ex Hav (Hony Naib Subedar) Narain Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Last opportunity is prayed by learned counsel for the respondents to file counter affidavit. As prayed, four weeks time is granted to file counter affidavit.</p> <p>Rejoinder affidavit, if any, may be filed by learned counsel for the applicant.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 75 of 2017

Randheer Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Kumar, Advocate holding brief of Shri M.C. Pant, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Learned counsel for the parties are directed to file synopsis and case law relied upon by them by the next date of listing.</p> <p>List this case on 30.10.2018 for hearing at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 294 of 2018

Raghu Nandan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection to the application for amendment in the prayer clause filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>We have learned counsel for the parties on the amendment application. Amendment prayed for is allowed. Leave is granted to the learned counsel for the applicant to incorporate the amendment in the prayer clause within a week.</p> <p>Respondents may file supplementary counter affidavit in pursuance to the amended prayer.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 439 of 2018

Mukund Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>19.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Counter affidavit filed by learned counsel for the respondents today in the Court is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted four weeks time to file rejoinder affidavit.</p> <p>List this case on 31.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

O.A. No. 354 of 2018

Ex Hav (Hony Nb Sub) Guman Singh Dhapola
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">O.A. No. 354 of 2018, Ex Hav (Hony Nb Sub) Guman Singh Dhapola vs. Union of India & Others is allowed.</p> <p style="text-align: center;">For order, see our judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 345 of 2018

Shyam Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>O.A. No. 345 of 2018, Shyam Singh vs. Union of India & Others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 356 of 2018

Ex Hav (Hony Nb Sub) Lalit Singh Karmayal
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">O.A. No. 356 of 2018, Ex Hav (Hony Nb Sub) Lalit Singh Karmayal vs. Union of India & Others is allowed.</p> <p style="text-align: center;">For order, see our judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 362 of 2018

Ex Hav (Hony Nb Sub) Bahadur Singh Bhandari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">O.A. No. 362 of 2018, Ex Hav (Hony Nb Sub) Bahadur Singh Bhandari vs. Union of India & Others is allowed.</p> <p style="text-align: center;">For order, see our judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 349 of 2018

Heera Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>O.A. No. 349 of 2018, Heera Singh vs. Union of India & Others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 348 of 2018

Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>O.A. No. 348 of 2018, Diwan Singh vs. Union of India & Others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 359 of 2018

Ex Hav (Hony Nb Sub) Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>O.A. No. 359 of 2018, Ex Hav (Hony Nb Sub) Diwan Singh vs. Union of India & Others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 353 of 2018

Nandan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p style="text-align: center;">O.A. No. 353 of 2018, Nandan Singh vs. Union of India & Others is allowed.</p> <p style="text-align: center;">For order, see our judgment passed on separate sheets.</p> <p style="text-align: center;">Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

O.A. No. 321 of 2017

Chandra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>O.A. No. 321 of 2017, Chandra Singh vs. Union of India & Others is allowed.</p> <p>For order, see our judgment passed on separate sheets.</p> <p>Misc. Applications, pending if any, shall be treated as disposed of accordingly.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>SB</p>

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

M.A. No. 1651 of 2018 Inre O.A. No. Nil of 2018

Smt. Parwati Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Bhanu Pratap Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1651 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for grant of pension of disability pension. As per office report, there is delay of 15 years, 07 months & 07 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1652 of 2018 Inre O.A. No. Nil of 2018

Smt. Anandi Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Anurag Mishra on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Ms. Shruti Joshi, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1652 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for grant of pensionary benefits. As per office report, there is delay of 08 years, 09 months & 05 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1653 of 2018 Inre O.A. No. Nil of 2018

Sardar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Shailendra Sharma Atal on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri Tanuj Samwal, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1653 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for grant of service pension. As per office report, there is delay of 36 years, 09 months & 12 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1654 of 2018 Inre O.A. No. Nil of 2018

Mohan Ram
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Dr. Chet Narain Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Ms. Shruti Joshi, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1654 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for grant of pension of Hony Naib Subedar. As per office report, there is delay of 08 years, 09 months & 05 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1655 of 2018 Inre O.A. No. Nil of 2018

Jeewan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri R.C. Shukla on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Ms. Shruti Joshi, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1655 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for payment of arrears of pension. As per office report, there is delay of 08 years, 09 months & 05 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1658 of 2018 Inre O.A. No. Nil of 2018

Ex Hav (Hony Nb Sub) Chandra Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Shyam Singh on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1658 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for grant of pension of Hony Naib Subedar. As per office report, there is delay of 08 years, 09 months & 05 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1659 of 2018 Inre O.A. No. Nil of 2018

Ex L/Nk Gopal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri A.K. Sahu on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align:center"><u>M.A. No. 1659 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer for grant of disability pension. As per office report, there is delay of 01 month & 17 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1660 of 2018 Inre O.A. No. Nil of 2018

Ex Act LEMP Ashok Chandra Sharma
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Memo of appearance filed by Shri Yogesh Kesarwani on behalf of the respondents is taken on record. His name be shown as learned counsel for the respondents when the case is listed next.</p> <p>Present : Shri N.K. Papnoi, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p style="text-align:center"><u>M.A. No. 1660 of 2018</u></p> <p>By means of this Original Application the applicant has made prayer to quash the order of desertion. As per office report, there is delay of 17 years, 04 months & 13 days in filing the Original Application.</p> <p>On behalf of respondents prayer has been made for filing objection on the application for condonation of delay.</p> <p>Keeping in view the limited availability of the bench in Nainital, we hereby direct the respondents to file objection on the application for condonation of delay positively before the date fixed and in order to avoid further delay, we also direct the respondents to prepare counter affidavit so that when the delay is condoned the matter may be disposed of at the earliest.</p> <p>List this case on 31.10.2018 for orders on the application for condonation of delay at Circuit Bench, Nainital.</p> <p>Meanwhile, objection, if any, may be filed by learned counsel for the respondents.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1632 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Dunger Singh Khati
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Ms. Appoli Srivastava, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1632 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1633 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Meharwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Yogesh Kesarwani, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1633 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1634 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Anand Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Shyam Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1634 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1635 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Darwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Gyan Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1635 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1636 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Govind Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Chet Narain Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1636 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1637 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Diwan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Namit Sharma, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1637 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1638 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Ram Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri A.K. Sahu, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1638 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1639 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Bahadur Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Dr. Shailendra Sharma Atal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1639 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1640 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Mohan Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Bhanu Pratap Singh, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1640 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1641 of 2018 Inre O.A. No. Nil of 2018

Ex Hav/Nb Sub Gopal Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri C.S. Rawat, learned counsel for the applicant and Shri Asheesh Agnihotri, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1641 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of pension of Hony Naib Subedar. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1648 of 2018 Inre O.A. No. Nil of 2018

Ex Sub Nar Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri R.C. Shukla, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align: center;"><u>M.A. No. 1648 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align: center;">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align: right;">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1649 of 2018 Inre O.A. No. Nil of 2018

Ex L/Nk Pushkar Chand
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Anurag Mishra, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1649 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

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

M.A. No. 1650 of 2018 Inre O.A. No. Nil of 2018

Ex Nb Sub Trilok Chand Tiwari
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>20.09.2018</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Air Marshal BBP Sinha, Member (A)</u></p> <p>Present : Shri Kishore Rai, learned counsel for the applicant and Shri Amit Jaiswal, learned counsel for the respondents assisted by Maj Salen Xaxa, Departmental Representative.</p> <p>Objection on the application for condonation of delay filed by learned counsel for the respondents, today in the Court, is taken on record.</p> <p style="text-align:center"><u>M.A. No. 1650 of 2018</u></p> <p>This is an application for condonation of delay filed by the applicant for grant of disability pension. As per office report, there is delay in filing the Original Application.</p> <p>Reasons shown in the affidavit filed in support of the application for condonation of delay seem to be sufficient. Since pension is recurring cause of action, hence we allow the application for condonation of delay and delay in filing the original application is hereby condoned.</p> <p>Having heard learned counsel for the parties, we find that this is a fit case for adjudication.</p> <p style="text-align:center">Admit.</p> <p>Let the case be registered as O.A.</p> <p>Learned counsel for the respondents prays for and is granted three weeks time to file counter affidavit. Rejoinder affidavit, if any, to be filed by learned counsel for the applicant within two weeks, thereafter.</p> <p>List this case on 30.10.2018 for orders at Circuit Bench, Nainital.</p> <p style="text-align:center">(Air Marshal BBP Sinha) Member (A)</p> <p style="text-align:right">(Justice S.V.S. Rathore) Member (J)</p> <p><i>SB</i></p>

