

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

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>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri CS Rawat, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents submitted that on 19.09.2017 the order under execution was granted but the same has not been complied with. He prays for and is granted one week's further time to file compliance report.</p> <p style="text-align: center;">List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

M.A. No. 1431 of 2014 with M.A. No. 1432 of 2014
(Inre: Dy. No. 162 of 2013)

Balam 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>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Kishore Rai, Advocate, holding brief of Shri HS Sharma, Ld. Counsel for the applicant and Shri AK Sahu, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p>Shri Kishore Rai, Advocate submits that Ld counsel for the applicant has not come to the Court due to illness and prays for adjournment of the case. In the interest of justice, the case is passed over for the day.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

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

M.A. No. 537 of 2016 with R.A. No. 20 of 2016 and M.A. No. 2233 of 2016
(Inre: M.A. No. 1652 of 2014)

Smt Sagro Devi
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri CS Rawat, Ld. Counsel for the applicant and Dr Gyan Singh, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p>With the consent of the learned counsel for the parties, let the application for condonation of delay in review application be listed on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p>Ld. Counsel for the parties shall produce the case laws on the point of maintainability of application for condonation of delay in review application.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

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

T.A. No. 565 of 2010

Khima Nand
By Legal Practitioner for Petitioner

Petitioner

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Kishore Rai, Advocate, holding brief of Shri HS Sharma, Ld. Counsel for the applicant and Shri AK Sahu, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p style="text-align: center;">Shri Kishore Rai, Advocate submits that Ld counsel for the applicant has not come to the Court due to illness and prays for adjournment of the case. In the interest of justice, the case is passed over for the day.</p> <p style="text-align: center;">List this case on 30.11.2017 for hearing at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

O.A. No. 64 of 2013

**Chandra Ballabh Bhatt(Deceased) through
Smt Madhuri Bhatt and another**
By Legal Practitioner for Applicants

Applicants

Versus

Chief of Naval Staff & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri KK Singh Bisht, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents</p> <p style="text-align: center;">With the consent of the Ld. Counsel for the parties, list this matter 30.10.2017 for orders at Regional Bench, Lucknow as this matter relates to Navy and no departmental representative of Navy is present today.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG</p>

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

O.A. No. 77 of 2017 with M.A. No. 623 of 2017

Smt Tulsi Devi By Legal Practitioner for Applicant	Versus	Applicant
Union of India & Others By Legal Practitioner for Respondents		Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri CS Rawat, Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p style="text-align: center;">Supplementary counter affidavit filed on behalf of PCDA, Allahabad is taken on record. Learned counsel for the applicant has provided a copy of the said affidavit, who prays for and is granted one month's time to file supplementary rejoinder affidavit.</p> <p style="text-align: center;">List this case on 01.12.2017 for orders at Circuit Bench, Nainital.</p> <table style="width: 100%; margin-top: 20px;"><tr><td style="width: 50%; text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</td><td style="width: 50%; text-align: center;">(Justice S.V.S. Rathore) Member (J)</td></tr></table> <p>PKG</p>	(Lt Gen Gyan Bhushan) Member (A)	(Justice S.V.S. Rathore) Member (J)
(Lt Gen Gyan Bhushan) Member (A)	(Justice S.V.S. Rathore) Member (J)		

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

O.A. No. 184 of 2017

Pradeep Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Dr Chet Narain Singh, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p style="text-align: center;">As agreed by learned counsel for the parties, list this case on 13.11.2017 for further hearing at Regional Bench, Lucknow.</p> <p style="text-align: center;">On the date fixed, learned counsel for the parties shall file compilation of case law, which they have referred during the course of hearing.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

O.A. No. 268 of 2017

Kheem Singh
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p style="text-align: center;">As agreed by learned counsel for the parties, list this case on 13.11.2017 for further hearing at Regional Bench, Lucknow.</p> <p style="text-align: center;">On the date fixed, learned counsel for the respondents shall provide copy of Pt II Order regarding the injury sustained by the applicant in CI Ops(OP RAKSHAK). Respondents shall also provide all the relevant documents and the report, if any, of the Court of Inquiry.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

O.A. No. 280 of 2017

Mahendra Singh Padiyar
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Kishore Rai, Ld. Counsel for the applicant and Shri AK Sahu, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p style="text-align: center;">Ld. Counsel for the respondents prays for and is granted two 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 style="text-align: center;">List this case on 01.12.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

O.A. No. 285 of 2017 with M.A. No. 1304 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>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri CS Rawat, Ld. Counsel for the applicant and Shri BP Singh, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p>Counter affidavit filed on behalf of respondents is taken on record. Learned counsel for the applicant does not intend to file rejoinder affidavit.</p> <p style="text-align: center;"><u>Order (Oral)</u></p> <p>By means of this instant original application, the applicant has prayed the following prayer:-</p> <p style="text-align: center;"><i>“Humble petitioner/applicant seeks prayer to direct the respondents to grant the benefit of dual family pension in pursuance to the Government order dated 17.1.2013 and Circular dated 4.3.2013 w.e.f. 24.9.2012 with arrears.</i></p> <p style="text-align: center;"><i>Such other suitable order is deemed fit and proper in the facts and circumstances of the case also kindly be pleased to meet in the interest of justice”</i></p> <p>In para 7 of the counter affidavit, it has been stated by the learned counsel for the respondents as under:-</p> <p style="text-align: center;"><i>“That it is relevant to mention here that the case of the applicant reveals that she is entitled for grant of family pension from Army side subject to adjudication of claim but unless the indispensable documents mentioned above are provided by the applicant, the respondent No. 1 is quite unable to prefer her claim to Pension</i></p>

Sanctioning Authority.”

Per contra, learned counsel for the respondents has argued that vide letter dated 30.07.2016 the applicant was requested to forward all the papers within sixty days, otherwise the case for computing the payment of family pension shall not be considered.

Learned counsel for the applicant has submitted that this original application may be finally disposed of at this stage only with direction to the concerned authority to consider and process the claim of the applicant for grant of family pension and opportunity be given to the applicant to submit all the required documents within a period of two months to the authority concerned.

Learned counsel for the respondents has no objection to this prayer.

Keeping in view the rival submission of the Ld. Counsel for the parties this OA can be finally disposed of at this stage.

Accordingly, we hereby direct that the applicant shall provide all the documents required by the authority concerned vide letter dated 30.07.2016 within the period of two months from today and thereafter the authority concerned shall process the case for payment of family pension to the applicant positively within a period of three months, thereafter. The decision, so taken by the respondents shall be communicated to the applicant.

With the aforesaid direction, this OA is finally disposed of.

(Lt Gen Gyan Bhushan)
Member (A)

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

PKG

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

R.A. No. 13 of 2013 with M.A. No. 2455 of 2016
(Inre: O.A. No. 233 of 2010)

Ravi Pratap Pandey
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>10.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents, assisted by Capt Priyank Malviya, OIC Legal Cell.</p> <p>Heard learned counsel for the parties.</p> <p>Arguments concluded.</p> <p>Judgment reserved.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

EX.-A. No. 19 of 2012 with M.A. No. 56 of 2017
(Inre T.A. No. 67 of 2010)

Jagdish Singh Mahara

By Legal Practitioner for Petitioner

Petitioner

Versus

DG Inf & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri GD Joshi, Ld. Counsel for the petitioner and Dr Gyan Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p><u>EX.-A. No. 19 of 2012</u></p> <p>This is an application for execution of the order dated 02.11.2010 passed in T.A. No. 67 of 2010.</p> <p>In pursuance of the earlier order dated 02.08.2017, learned counsel for the respondents has presented before us a letter, which they have sent to the competent authority for obtaining Government sanction.</p> <p>This execution application is pending since 2012. It remained deferred as the respondents filed SLP before Hon'ble Supreme Court. It is admitted fact that no order has been passed in the said SLP, therefore the respondents are directed to comply with the order.</p> <p>Keeping in view, the long pendency of the execution application, we list the case on 30.11.2017 for orders to enable the learned counsel for respondents to comply with the order,</p>

failing which they shall have to pay Rs.15,000/- as cost to the applicant.

List this case on **30.11.2017** for orders at Circuit Bench, Nainital.

(Lt Gen Gyan Bhushan)
Member (A)

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

PKG/-

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

EX.-A. No. 83 of 2017 (Inre O.A. No. 76 of 2017)

Dan Singh Mehra

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Kishore Rai, Ld. Counsel for the applicant and Shri A.K. Sahu, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>In pursuance of the orders of this Tribunal, statutory appeal has been filed by the applicant which has been decided and in pursuance of which RMB was conducted wherein the disability of the applicant was found to be 0%.</p> <p>Ld. counsel for the respondents prays for some time to bring on record on said documents.</p> <p>Ld. counsel for the applicant submitted that the applicant has not received the copy of the order passed in the appeal nor he has been communicated the report of the medical board.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p>Meanwhile learned counsel for the respondents shall provide copy of the order passed in appeal and the report of the RMB after approval by the competent authority.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG/-</p>

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

EX.-A. No. 100 of 2017
(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>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri Lalit Kumar, Ld. Counsel for the applicant and Shri AK Sahu, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, 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 the order dated 14.08.2014 passed in O.A. No. 07 of 2013.</p> <p style="text-align: center;">It has been submitted on behalf of the respondents that they have paid Rs. 19,90,000/- in pursuance to the order of this Tribunal. However the applicant is claiming higher amount. Ld. Counsel for the applicant has submitted that other consequential reliefs have not been given to the applicant, therefore the order with regard to consequential relief has also to be complied with.</p> <p style="text-align: center;">We consider it appropriate to list this matter on 30.11.2017 with direction to the respondents to file complete compliance report by the next date, failing which they will have to pay Rs.15,000/- as cost to the applicant on the next date.</p> <p style="text-align: center;">List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

Form No. 4
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ORDER SHEET
ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 2027 of 2016 with M.A. No. 554 of 2017
(Inre O.A. No. Nil of 2016)

Kharak Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>List has been revised. None appears for the applicant</p> <p>Present: Dr Gyan Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 837 of 2017 with M.A. No. 838 of 2017
(Inre M.A. No. 477 of 2016)

Pushkar Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>List has been revised.</p> <p>Present: Shri DS Mehta, holding brief of Shri SS Yadav, Ld. Counsel for the applicant and Dr Gyan Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>As agreed by learned counsel for the parties, list this case on 10.10.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>rpm/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 839 of 2017 with M.A. No. 840 of 2017
(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>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>List has been revised.</p> <p>Present: Shri DS Mehta, holding brief of Shri SS Yadav, Ld. Counsel for the applicant and Dr Gyan Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>As agreed by learned counsel for the parties, list this case on 10.10.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) (Justice S.V.S. Rathore) Member (A) Member (J)</p> <p>PKG/-</p>

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

M.A. No. 1248 of 2017
(Inre: O.A. No. Nil of 2017)

Ex Capt(MNS) Hema Bisht
By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri MC Pant, Ld. Counsel for the applicant and Shri AK Sahu, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p><u>M.A. No. 1703 of 2017</u></p> <p>Objection against the application for condonation of delay filed on behalf of the respondents is taken on record. Accordingly, aforesaid application stands disposed of.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' time to file reply to the objection.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

M.A. No. 1251 of 2017
(Inre: O.A. No. Nil of 2017)

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>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri CS Rawat, Ld. Counsel for the applicant and Dr Chet Narain Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p style="text-align: center;"><u>M.A. No. 1704 of 2017</u></p> <p>Objection against the application for condonation of delay filed on behalf of the respondents is taken on record. Accordingly, aforesaid application stands disposed of.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' time to file reply to the objection.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 1252 of 2017 with M.A. No.1654 of 2017
(Inre: O.A. No. Nil of 2017)

Laxmi Devi

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri CS Rawat, Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p><u>M.A. No. 1654 of 2017</u></p> <p>Objection against the application for condonation of delay filed on behalf of the respondents is taken on record. Accordingly, aforesaid application stands disposed of.</p> <p>Ld. Counsel for the respondents prays for and is granted two weeks' time to file reply to the objection.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 1264 of 2017 with M.A. No.1653 of 2017
(Inre: O.A. No. 140 of 2013)

Jagdish Chandra Mishra

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>List has been revised.</p> <p>Present: Ms Shri RC Shukla, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>As prayed, list this case on 10.10.2017 for orders at Circuit Bench, Nainital.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>rpm/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 1267 of 2017 with M.A. No.1350 of 2017
(Inre: O.A. No. (Nil) of 2017)

Kundan Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Kishore Rai, Ld. Counsel for the applicant and Shri Bhanu Pratap Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p><u>M.A. No. 1350 of 2017</u></p> <p>Objection against the application for condonation of delay filed on behalf of the respondents is taken on record. Accordingly, aforesaid application stands disposed of.</p> <p>Ld. Counsel for the applicant submits that he does not intend to file any reply to the objection.</p> <p><u>M.A. No. 1267 of 2017</u></p> <p>Heard.</p> <p>The grounds shown in the affidavit in support of the application for condonation of delay appear to be genuine, Accordingly, application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find</p>

that it is a fit case for admission.

Admit.

Let the case be registered as O.A.

Learned counsel for the respondents prays for and is granted two weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.

List this case on **30.11.2017** for orders at Circuit Bench, Nainital.

**(Lt Gen Gyan Bhushan)
Member (A)**

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

PKG/-

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

M.A. No. 1275 of 2017
(Inre: O.A. No. (Nil) of 2017)

Dhan Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Mangal Singh Chauhan, Ld. Counsel for the applicant and Dr Chet Narayan, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p><u>M.A. No. 1706 of 2017</u></p> <p>Objection against the application for condonation of delay filed on behalf of the respondents is taken on record. Accordingly, aforesaid application stands disposed of.</p> <p>Ld. Counsel for the applicant submits that he does not intend to file any reply to the objection.</p> <p><u>M.A. No. 1275 of 2017</u></p> <p>Heard.</p> <p>The grounds shown in the affidavit in support of the application for condonation of delay appear to be genuine, Accordingly, application is allowed and the delay in filing the O.A. is hereby condoned.</p> <p>Having heard the learned counsel for the parties, we find</p>

that it is a fit case for admission.

Admit.

Let the case be registered as O.A.

Learned counsel for the respondents prays for and is granted two weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by learned counsel for the applicant within two weeks', thereafter.

List this case on **30.11.2017** for orders at Circuit Bench, Nainital.

**(Lt Gen Gyan Bhushan)
Member (A)**

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

PKG/-

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

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>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Mangal Singh Chauhan, Ld. Counsel for the applicant and Dr Guan Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p><u>M.A. No. 1707 of 2017</u></p> <p>Objection against the application for condonation of delay filed by the respondents is taken on record. Ld. Counsel for the applicant prays for and is granted two weeks' time to file reply to it.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

O.A. No. 52 of 2017

Bhupal Singh Jantwal

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>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Manoj Kumar, Ld. Counsel for the applicant and Shri AK Sahu, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>Ld. Counsel for the applicant prays for and is granted time till tomorrow to file rejoinder affidavit.</p> <p>List this case on 10.10.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

O.A. No. 54 of 2017

Kedar Singh

Applicant

By Legal Practitioner for Applicant

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>List has been revise. None appears for the applicant.</p> <p>Present: Dr Gyan Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>In the interest of justice, the case is passed over for the day.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p>(Lt Gen Gyan Bhushan) Member (A)</p> <p>(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

R.A. No. 23 of 2015 (Inre: T.A. No. 101 of 2011)

BS Ghuman

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the petitioner and Dr Chet Narain Singh, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>Ld. Counsel for the petitioner prays for and is granted four weeks' further time to file rejoinder affidavit.</p> <p>List this case on 30.11.2017 for orders at Circuit Bench, Nainital.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

ARMED FORCES TRIBUNAL REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH, NAINITAL)

T.A. No. 59 of 2011 alongwith O.A.(A) No 81 of 2012

Hayat Singh Bankoti

Petitioner

By Legal Practitioner for Petitioner

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p>Memo of appearance filed by Shri RC Shukla, Advocate, on behalf of the respondents is taken on record. His name be shown as counsel for the respondents when the case is listed next.</p> <p>Present: Shri Lalit Kumar, Ld. Counsel for the petitioner and Shri RC Shukla, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p>List this case on 13.11.2017 for orders at Regional Bench, Lucknow.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>PKG/-</p>

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

O.A. No. 378 of 2011

Mohan Singh Bisht

By Legal Practitioner for Applicant

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>09.10.2017</u> <u>Hon'ble Mr. Justice S.V.S. Rathore, Member (J)</u> <u>Hon'ble Lt Gen Gyan Bhushan, Member (A)</u></p> <p style="text-align: center;">Present: Shri MS Chauhan, Ld. Counsel for the applicant and AK Sahu, Ld. Counsel for the respondents assisted by Capt Priyank Malviya, Departmental Representative.</p> <p style="text-align: center;">Heard.</p> <p style="text-align: center;">Arguments concluded.</p> <p style="text-align: center;">Judgment reserved.</p> <p style="text-align: center;">Ld. counsel for the respondents is directed to produce the photostat copy of the report of the RMB during course of the day.</p> <p style="text-align: center;">(Lt Gen Gyan Bhushan) Member (A)</p> <p style="text-align: center;">(Justice S.V.S. Rathore) Member (J)</p> <p>rpm/-</p>