

**O.A. No. 890 of 2024 with M.A. No. 992 of 2024**

**(Suppl. Sl. No. 1)**

**Ex. Nk. Kirpal Singh** Applicant  
By Legal Practitioner for the Applicant : Shri M.S. Bhandari, Advocate

## Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. Memo of appearance filed by Shri Rajesh Sharma, 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>2. On the case being taken up for hearing Shri M.S. Bhandari, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>3. Heard Ld. Counsel for the parties and perused the record.</p> <p><b><u>M.A. No. 992 of 2024</u></b></p> <p>4. There is a delay of 04 years, 07 months and 23 days in filing Original Application regarding which an application for condonation of delay has been filed.</p> <p>5. Ld. Counsel for the respondents submits that delay of more than 04 years has not been properly explained by the applicant on day-to-day basis.</p> <p>6. Ld. Counsel for the applicant submits that delay is not deliberate but for the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. Considering the facts and circumstances of the case and also that it is pensionary matter in which bar of limitation does not apply because of recurring cause of action. Accordingly, delay condonation application is <b>allowed</b> and the delay is <b>condoned</b>. Delay condonation application stands <b>disposed off</b>.</p> <p><b><u>O.A. No. 890 of 2024</u></b></p> <p>8. This Original Application has been for the grant of service pension.</p> <p>9. Matter needs adjudication.</p> <p>10. Admit.</p> <p>11. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>12. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="397 2247 641 2311">( Lt. Gen. Anil Puri) Member (A)</div> <div data-bbox="1107 2247 1370 2311">(Justice Anil Kumar) Member (J)</div> </div> <p style="margin-top: 10px;">SB/AKD/-</p>

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

(Suppl. Sl. No. 2)

O.A. No. 1120 of 2023

Rfn. Ganesh Prasad  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. For orders, see our order passed on separate sheets.</p> <p>6. Pending Misc. Application (s), if any, shall stand disposed off.</p> <p>( Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

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

(Suppl. Sl. No. 3)

O.A. No. 1123 of 2023

Ex. Hav. Jaypal Singh Bhandari  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. For orders, see our order passed on separate sheets.</p> <p>6. Pending Misc. Application (s), if any, shall stand disposed off.</p> <p>( Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

Form No. 4  
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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 4)

O.A. No. 1126 of 2023

Smt. Geeta Thapa  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed by the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant prays for and is granted four weeks time to file Rejoinder Affidavit.</p> <p>4. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

**(Suppl. Sl. No. 5)**

**O.A. No. 1128 of 2023**

**Ex. Rfn. Manoj Kumar Thapa** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

## Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. For orders, see our order passed on separate sheets.</p> <p>6. Pending Misc. Application (s), if any, shall stand disposed off.</p> <p style="text-align: center;"><b>( Lt. Gen. Anil Puri)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>SB/AKD/-</p>

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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 6)

O.A. No. 1129 of 2023

Janki Devi W/o Late Sep. Devendra Prasad Arya  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate  
Shri D.K. Joshi, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.09.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</div><div>2. Counter Affidavit filed on behalf of the respondents is taken on record.</div><div>3. Ld. Counsel for the applicant prays for and is granted four weeks time to file Rejoinder Affidavit.</div><div>4. List on 18.02.2025.</div></div><div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div> <div>SB/AKD/-</div>

**(Suppl. Sl. No. 7)**

**O.A. No. 1134 of 2023**

**Ex. L/Nk. Bhupendra Singh Sirola** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

## Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li> <li>2. Counter Affidavit filed on behalf of the respondents is taken on record.</li> <li>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</li> <li>4. Heard Ld. Counsel for the parties.</li> <li>5. For orders, see our order passed on separate sheets.</li> <li>6. Pending Misc. Application (s), if any, shall stand disposed off.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 8)

O.A. No. 165 of 2024

**Smt. Revati Devi W/o Ex. Sep. Gopal Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Ajeet Kumar Yadav, Advocate  
Shri Deepak Singh Bisht, Advocate  
Shri Shivam Rana, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Ajeet Kumar Yadav, Shri Deepak Singh Bisht and Shri Shivam Rana, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant prays for and is granted four weeks time to file Rejoinder Affidavit.</p> <p>4. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>



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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 9)

O.A. No. 271 of 2024

**Smt. Deveshawari Rana W/o Late Jay Singh Rana** Applicant  
By Legal Practitioner for the Applicant : Shri Shailendra Nautiyal, Advocate  
Shri Vinod Nautiyal, Advocate  
Shri Apoorv Nautiyal, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Shailendra Nautiyal, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant prays for and is granted four weeks time to file Rejoinder Affidavit.</p> <p>4. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 10)

O.A. No. 272 of 2024 with M.A. No. 326 of 2024

Ex. Hav. Kuldeep Singh

Applicant

By Legal Practitioner for the Applicant : Shri Apoorv Nautiyal, Advocate  
Shri Vinod Nautiyal, Advocate  
Shri Shailendra Nautiyal, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<div>11.09.2024</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div> <div>1. On the case being taken up for hearing Shri Kishore Rai, Advocate holding brief of Shri Shailendra Nautiyal, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</div> <div>2. Objection to delay condonation application filed by the respondents is taken on record.</div> <div>3. Ld. Counsel for the applicant prays for and is granted two weeks time to file reply to the objection.</div> <div>4. List on 18.02.2025.</div> <div>( Lt. Gen. Anil Puri)</div> <div>Member (A)</div> <div>(Justice Anil Kumar)</div> <div>Member (J)</div> <div>SB/AKD/-</div>

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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 11)

O.A. No. 275 of 2024

**Nk. Jitpal Singh (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate  
Shri Nidhikant Dhyani (Retd.), Advocate

Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. For orders, see our order passed on separate sheets.</p> <p>6. Pending Misc. Application (s), if any, shall stand disposed off.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

Form No. 4  
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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 12)

O.A. No. 278 of 2024

**Sub. Maj. Dharendra Singh Aswal (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate  
Lt. Col. Nidhikant Dhyani (Retd.), Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. Original Application is <b>allowed</b>.</p> <p>6. For orders, see our order passed on separate sheets.</p> <p>7. Pending Misc. Application (s), if any, shall stand disposed off.</p> <p>( Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

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

**(Suppl. Sl. No. 13)**

**O.A. No. 279 of 2024**

**Sapper Sanjay Kumar (Retd.)**

Applicant

By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Lt. Col. Nidhikant Dhyani (Retd.), Advocate

## Versus

## Union of India & Others

## Respondents

By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</li> <li>2. Counter Affidavit filed on behalf of the respondents is taken on record.</li> <li>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</li> <li>4. Heard Ld. Counsel for the parties.</li> <li>5. For orders, see our order passed on separate sheets.</li> <li>6. Pending Misc. Application (s), if any, shall stand disposed off.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

**(Suppl. Sl. No. 14)**

**Ex. Hav. Awadh Kumar Yadav** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. On the request of Ld. Counsel for the applicant, list this case on <b>12.09.2024.</b></p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

**(Suppl. Sl. No. 15)**

**O.A. No. 281 of 2024**

**Ex. Hav. Rajendra Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

## Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</li> <li>2. Counter Affidavit filed on behalf of the respondents is taken on record.</li> <li>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</li> <li>4. Heard Ld. Counsel for the parties.</li> <li>5. For orders, see our order passed on separate sheets.</li> <li>6. Pending Misc. Application (s), if any, shall stand disposed off.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

**(Suppl. Sl. No. 16)**

**O.A. No. 282 of 2024**

**Ex. Nk. Shamsheer Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

## Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. Original Application is <b>partly allowed</b>.</p> <p>6. For orders, see our order passed on separate sheets.</p> <p>7. Pending Misc. Application (s), if any, shall stand disposed off.</p> <p style="text-align: center;"><b>( Lt. Gen. Anil Puri )</b> <b>Member (A)</b></p> <p style="text-align: right;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>SB/AKD/-</p>



**(Suppl. Sl. No. 17)**

**O.A. No. 283 of 2024**

**Hav. (MACP-1) Rajendra Singh** Applicant  
By Legal Practitioner for the Applicant :Shri Kishore Rai & Shri Anil Anthwal, Advocates

## Versus

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant submits that he is not inclined to file Rejoinder Affidavit.</p> <p>4. Heard Ld. Counsel for the parties.</p> <p>5. Original Application is <b>partly allowed</b>.</p> <p>6. For orders, see our order passed on separate sheets.</p> <p>7. Pending Misc. Application (s), if any, shall stand disposed off.</p> <p style="text-align: center;"><b>( Lt. Gen. Anil Puri )</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>SB/AKD/-</p>

Form No. 4  
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CIRCUIT BENCH AT NAINITAL

(Suppl. Sl. No. 18)

O.A. No. 284 of 2024

Satish Singh S/o Late Hav. Kishan Singh  
through Legal Guardian Santosh Singh  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.09.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant prays for and is granted four weeks time to file Rejoinder Affidavit.</p> <p>4. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

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

(Suppl. Sl. No. 19)

O.A. No. 287 of 2024

**Nk. Tara Singh (Retd.)** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate  
Lt. Col. Nidhikant Dhyani (Retd.), Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the applicant prays for and is granted four weeks time to file Rejoinder Affidavit.</p> <p>4. Matter is pending before the Larger Bench, Armed Forces Tribunal, Principal Bench, New Delhi.</p> <p>5. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

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

(Sl. No. 1)

Ex. A. No. 55 of 2023 Inre: O.A. No. 128 of 2022

Ex. NK. Than Singh  
By Legal Practitioner for the Applicant : Shri N.K. Papnoi, Advocate Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri N.K. Papnoi, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed. Cost due against respondents has also not been deposited.</p> <p>3. Affidavit regarding present status of this execution case filed on behalf of the respondents is taken on record.</p> <p>4. Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</p> <p>5. Heard Ld. Counsel for the parties on recall application and perused the record.</p> <p>6. Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of the Tribunal before the Hon'ble High Court of Uttarakhand.</p> <p>7. Order under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon'ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</p> <p>8. Accordingly, Recall Application is <b>rejected</b>.</p> <p>9. Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon'ble High Court on payment of additional cost of Rs.20,000/-.</p> <p>10. Respondents are directed to deposit all the costs due against them till the next date of listing which shall be remitted to the applicant.</p> <p>11. List on <b>18.02.2025</b>.</p> <p>12. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</p> <p>( Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

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

(Sl. No. 2)

Ex. A. No. 61 of 2023 Inre: O.A. No. 518 of 2020

Ex. Hav. Parvindra Singh

By Legal Practitioner for the Applicant :

Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents :

Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.09.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Lt. Gen. Anil Puri, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div><div>2. Compliance affidavit has not been filed. Cost due against the respondents has also not been deposited.</div><div>3. Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</div><div>4. Heard Ld. Counsel for the parties on recall application and perused the record.</div><div>5. Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of this Tribunal before the Hon'ble High Court of Uttarakhand.</div><div>6. Order dated 09.03.2021 which is under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon'ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</div><div>7. Accordingly, Recall Application is <b>rejected</b>.</div><div>8. Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon'ble High Court on payment of additional cost of Rs.20,000/- failing which Colonel PS-4, Integrated Headquarters of the Ministry of Defence (Army), New Delhi shall be present before the Tribunal to explain the reason for cause of delay in implementation of order.</div><div>9. Respondents are directed to deposit all the costs due against them till the next date of listing which shall be remitted to the applicant.</div><div>10. List on <b>18.02.2025</b>.</div><div>11. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</div></div> <div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div> <div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>SB/AKD/-</div>

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

(Sl. No. 3)

Ex.A. No. 62 of 2023 Inre: O.A. No. 172 of 2021

Ex. Hav. (Hony. Nb. Sub) Kishna Nand  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Union of India & Others  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Versus  
Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.09.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div><div>2. Compliance affidavit has not been filed. Cost due against the respondents has not been deposited.</div><div>3. Affidavit regarding present status of execution case has been filed which is taken on record.</div><div>4. Ld. Counsel for the respondents submits that implementation of the order of this Tribunal is under process. He prays for and is granted eight weeks further time to file affidavit of compliance on payment of additional cost of Rs.20,000/-.</div><div>5. Respondents are directed to deposit all the costs due against them till the next date of listing which shall be remitted to the applicant.</div><div>6. List on 18.02.2025.</div><div>7. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</div></div><div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div><div>SB/AKD/-</div></div>

**(Sl. No. 4)**

**Ex.Sep. Dhan Singh**

Applicant

## Versus

### Union of India & Others

## Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <ol style="list-style-type: none"> <li>1. On the case being taken up for hearing Shri N.K. Papnoi, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li> <li>2. Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</li> <li>3. Heard Ld. Counsel for the parties on recall application and perused the record.</li> <li>4. Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of the Tribunal before the Hon'ble High Court of Uttarakhand.</li> <li>5. Order under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon'ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</li> <li>6. Accordingly, Recall Application is <b>rejected</b>.</li> <li>7. Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon'ble High Court on payment of cost of Rs.20,000/- which shall be remitted to the applicant.</li> <li>8. List on <b>18.02.2025</b>.</li> <li>9. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</li> </ol> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 2333 690 2403">( Lt. Gen. Anil Puri) Member (A)</div> <div data-bbox="1058 2333 1346 2403">(Justice Anil Kumar) Member (J)</div> </div> <p>SB/AKD/-</p>

**(Sl. No. 5)**

**Ex. NK. Surendra Singh** Applicant  
By Legal Practitioner for the Applicant : Shri M.S. Bhandari, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri M.S. Bhandari, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed.</p> <p>3. Ld. Counsel for the respondents submits that implementation of the order is under process. He prays for and is granted eight weeks further time to file affidavit of compliance on payment of cost of Rs.20,000/- which shall be remitted to the applicant.</p> <p>4. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 1725 664 1798" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1084 1725 1373 1798" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>



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

(Sl. No. 6)

Ex. A. No. 111 of 2024 Inre: O.A. No. 125 of 2022

Rfn. Kuldeep Singh  
By Legal Practitioner for the Applicant : Shri M.S. Bhandari, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.09.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri M.S. Bhandari, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div><div>2. Compliance affidavit has not been filed.</div><div>3. Ld. Counsel for the respondents submits that compliance of the order is under process. He prays for and is granted eight weeks further time to file affidavit of compliance on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</div><div>4. List on 18.02.2025.</div></div><div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div>
	SB/AKD/-

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

(Sl. No. 7)

Ex. A. No. 112 of 2024 Inre: O.A. No. 1031 of 2022

Ex.Hav. Mangal Singh Samant

By Legal Practitioner for the Applicant :

Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents :

Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.09.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Lt. Gen. Anil Puri, Member (A)</div></div> <div><div>1.</div><div>On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div></div> <div><div>2.</div><div>Compliance affidavit has not been filed by the respondents.</div></div> <div><div>3.</div><div>Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</div></div> <div><div>4.</div><div>Heard Ld. Counsel for the parties on recall application and perused the record.</div></div> <div><div>5.</div><div>Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of the Tribunal before the Hon'ble High Court of Uttarakhand.</div></div> <div><div>6.</div><div>Order under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon'ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</div></div> <div><div>7.</div><div>Accordingly, Recall Application is <b>rejected</b>.</div></div> <div><div>8.</div><div>Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon'ble High Court on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</div></div> <div><div>9.</div><div>List on <b>18.02.2025</b>.</div></div> <div><div>10.</div><div>Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</div></div> <div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div> <div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>SB/AKD/-</div>

**(Sl. No. 8)**

**Col. Jagjeet Singh Rautela** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed.</p> <p>3. Ld. Counsel for the respondents submits that compliance of the order is under process. He prays for and is granted eight weeks further time to file affidavit of compliance on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</p> <p>4. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="415 1728 690 1800" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1097 1728 1399 1800" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

**(Sl. No. 9)**

**Ex.Nb. Sub. Mahipal Singh**

Applicant

## Versus

### Union of India & Others

## Respondents

By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed by the respondents.</p> <p>3. Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</p> <p>4. Heard Ld. Counsel for the parties on recall application and perused the record.</p> <p>5. Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of the Tribunal before the Hon'ble High Court of Uttarakhand.</p> <p>6. Order under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon'ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</p> <p>7. Accordingly, Recall Application is <b>rejected</b>.</p> <p>8. Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon'ble High Court on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</p> <p>9. List on <b>18.02.2025</b>.</p> <p>10. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</p> <p style="text-align: center;"><b>( Lt. Gen. Anil Puri )</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Justice Anil Kumar)</b> <b>Member (J)</b></p> <p>SB/AKD/-</p>

**(Sl. No. 10)**

**Santosh Singh S/o Late Hav. Kishan Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed.</p> <p>3. Ld. Counsel for the respondents submits that compliance of the order is under process. He prays for and is granted eight weeks further time to file affidavit of compliance on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</p> <p>4. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 1725 670 1795" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1084 1725 1380 1795" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p style="margin-top: 10px;">SB/AKD/-</p>

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

**(Sl. No. 11)**

**Ex. A. No. 116 of 2024 Inre: O.A. No. 1034 of 2022**

**Sub. Maj. Navin Chandra Mathpal (Retd)**

Applicant

By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

## Versus

## Union of India & Others

## Respondents

By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed by the respondents.</p> <p>3. Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</p> <p>4. Heard Ld. Counsel for the parties on recall application and perused the record.</p> <p>5. Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of the Tribunal before the Hon'ble High Court of Uttarakhand.</p> <p>6. Order under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon'ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</p> <p>7. Accordingly, Recall Application is <b>rejected</b>.</p> <p>8. Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon'ble High Court on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</p> <p>9. List on <b>18.02.2025</b>.</p> <p>10. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

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

(Sl. No.12)

Ex. A. No.117 of 2024 Inre: O.A. No. 1033 of 2022

Ex.Hav. Uttam Singh  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.09.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div><div>2. Compliance affidavit has not been filed by the respondents.</div><div>3. Recall application for recalling the order under implementation filed on behalf of the respondents is taken on record.</div><div>4. Heard Ld. Counsel for the parties on recall application and perused the record.</div><div>5. Recall application has been filed by the respondents on the ground that Writ Petition has been filed against the order of the Tribunal before the Hon’ble High Court of Uttarakhand.</div><div>6. Order under implementation has been passed on merit after hearing both the parties. There is no question of recall of the order under implementation on the ground that Writ Petition has been filed before the Hon’ble High Court of Uttarakhand. We do not find sufficient ground to recall the order. The recall application is liable to be rejected.</div><div>7. Accordingly, Recall Application is <b>rejected</b>.</div><div>8. Ld. Counsel for the respondents prays for and is granted eight weeks further time to file compliance affidavit or bring stay order of the Hon’ble High Court on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</div><div>9. List on <b>18.02.2025</b>.</div><div>10. Let copy of this order be provided to the Ld. Counsel for the respondents for compliance.</div></div> <div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div> <div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>SB/AKD/-</div>

**(Sl. No. 13)**

### Ex. NK Himmat Singh

Applicant

## Versus

## Union of India & Others

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri N.K.Papnoi, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Compliance affidavit has not been filed.</p> <p>3. Ld. Counsel for the respondents submits that compliance of the order is under process. He prays for and is granted eight weeks further time to file affidavit of compliance on payment of cost of Rs.10,000/- which shall be remitted to the applicant.</p> <p>4. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 1725 670 1795" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1084 1725 1380 1795" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p style="margin-top: 10px;">SB/AKD/-</p>



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

(Sl. No. 14)

M.A. No. 342 of 2024 with M.A. No. 343 of 2024  
Inre: T.A. No. 102 of 2012

**Ganesh Dutt** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Objection on delay condonation application to recall application filed by the respondents is taken on record.</p> <p>3. Name of Shri Kishore Rai has wrongly been mentioned in the cause list as counsel for the applicant.</p> <p>4. Registry is directed to reflect correct name of Shri Kishore Kumar as learned counsel for the applicant.</p> <p>5. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

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

(Sl. No. 15)

M.A. No. 344 of 2024 with M.A. No. 345 of 2024  
Inre: O.A. No. 160 of 2021

Ex. Sub. Mahendar Singh Rawat  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>11.09.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Objection on delay condonation application filed by the respondents is taken on record.</p> <p>3. Heard learned counsel for the parties and perused the record.</p> <p>4. During the course of arguments, learned counsel for the applicant submits that he intends to withdraw his recall application.</p> <p>5. Applicant is permitted to withdraw recall application.</p> <p>6. Accordingly, application is <b>dismissed as withdrawn</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

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

(Sl. No. 16)

M.A. No. 346 of 2024 with M.A. No. 347 of 2024  
Inre: O.A. No. 443 of 2012

Praksh Chand Dhyani  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p><b><u>M.A. No. 346 of 2024 with M.A. No. 347 of 2024</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Objection to delay condonation application as well as on Recall Application filed on behalf of the respondents are taken on record.</p> <p>3. Heard Ld. Counsel for the parties and perused the record.</p> <p>4. This application has been filed by the applicant to recall the judgment and order dated 05.03.2013 of this Tribunal passed in Original Application No. 443 of 2012.</p> <p>5. There is a delay of 08 years, 10 months and 14 day in filing Recall Application.</p> <p>6. Submission of Ld. Counsel for the applicant is that delay in filing Recall Application is not deliberate. His further submission is that law of limitation is not applicable in pensionary matter. The applicant is entitled for the grant of disability pension being invalidated out from service on medical grounds. Thus, his submission is that delay is neither deliberate nor intentional, but for the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. In reply, Ld. Counsel for the respondents submitted that there is a delay of more than eight years in filing Recall Application which has not been properly explained by the applicant on day-to-day basis. Hence, Recall Application is liable to be dismissed being time barred. Hence, Delay Condonation Application as well as Recall Application are liable to be dismissed.</p>

	<p>8. Having heard the submission of Ld. Counsel for the parties and considering the facts and circumstances of the case, we find that explanation offered by the applicant for delay in filing Recall Application is not sufficient. It is settled in law that if time limit is given for filing of any application and the same is not filed within that time limit, delay should be explained on day to day basis which applicant has utterly failed in the present case.</p> <p>9. In the result, we find that delay is not condonable.</p> <p>10. Accordingly, delay condonation application is <b>dismissed</b>.</p> <p>11. Recall Application being time barred is also <b>dismissed</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>
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**(Sl. No. 17)**

**Ex.Hav. (Hony. Nb.Sub) Sher Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Tarun P.S. Takuli, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Tarun P.S. Takuli, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Rejoinder affidavit filed on behalf of the applicant is taken on record.</p> <p>3. Learned counsel for the applicant prays for and is granted four weeks further time to file supplementary affidavit in support of rejoinder affidavit. After providing a copy of supplementary affidavit to learned counsel for the respondents.</p> <p>4. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 1725 670 1795" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1084 1725 1380 1795" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p style="margin-top: 10px;">SB/AKD/-</p>

**(Sl. No. 18)**

**Smt. Kausha Devi W/o Late Spr. Prem Chand** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Counter affidavit and supplementary counter affidavit filed on behalf of the respondents have been taken on record.</p> <p>3. Learned counsel for the applicant prays for and is granted four weeks time to file supplementary rejoinder affidavit.</p> <p>4. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

**(Sl. No. 19)**

**Ex. Nb. Sub. Bahadur Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Anil Kumar Bisht, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Anil Kumar Bisht, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Similar matter is pending before the Larger Bench of AFT (PB) New Delhi.</p> <p>3. List on <b>18.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 1564 670 1626" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1091 1564 1380 1626" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

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

(Sl. No. 20)

O.A. No. 1135 of 2023

**Ex.Hav. (H/Nb Sub.) Dhan Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai , Advocate  
Shri Rajesh Nagarkoti,Advocate  
Shri Vishal S Mahara,Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. On request of learned counsel for the parties, list this case on <b>12.09.2024.</b></p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>



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

(Sl. No. 21)

O.A. No. 1137 of 2023

Smt. Bhwneshwari Devi  
W/o Late Ex. Nb.Sub Lachhi Chand  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Applicant was granted time to file rejoinder affidavit but the same has not been filed.</p> <p>3. Learned counsel for the applicant prays for and is granted four weeks further time to file rejoinder affidavit.</p> <p>4. List on <b>18.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

**(Sl. No. 22)**

**Ex. NK. Ravi G** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. On request of Ld. Counsel for the parties, list this case on <b>12.09.2024</b>.</p> <p style="text-align: center;">( Lt. Gen. Anil Puri) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

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

(Sl. No. 23)

O.A. No. 1145 of 2023

**Basanti Bhatt W/o Late Mohan Chandra Bhatt** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Applicant was granted time to file Rejoinder Affidavit, but the same has not been filed.</p> <p>3. Ld. Counsel for the applicant prays for and is granted four weeks further time to file Rejoinder Affidavit as last opportunity.</p> <p>4. List on <b>18.02.2025</b>.</p> <div><div><b>( Lt. Gen. Anil Puri)</b> Member (A)</div><div><b>(Justice Anil Kumar)</b> Member (J)</div></div> <p>SB/AKD/-</p>

**(Sl. No. 24)**

### Ex. Sep. Ranjeet Singh

Applicant

## Versus

### Union of India & Others

## Respondents

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Rejoinder Affidavit filed on behalf of the applicant is taken on record.</p> <p>3. On the request of Ld. Counsel for the parties, list on <b>12.09.2024 for hearing.</b></p> <p style="text-align: center;">( Lt. Gen. Anil Puri) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

**(Sl. No. 25)**

**Ex. NK. Madan Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the applicant, list on <b>12.09.2024</b>.</p> <p style="text-align: center;">( Lt. Gen. Anil Puri) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

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

(Sl. No. 26)

O.A. No. 1148 of 2023

**Ex. Sep. Heman Singh** Applicant  
By Legal Practitioner for the Applicant : Shri N.K. Papnoi, Advocate  
Shri D.S. Mehta, Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.09.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri N.K.Papnoi and Shri D.S, Mehta, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the respondents, list this case on <b>12.09.2024.</b></p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

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

(Sl. No. 27)

O.A. No. 288 of 2024

**NK. Vinos Raj Rawat (Retd)** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate  
Lt. Col. Nidhikant Dyani Retd), Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>11.09.2024</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the respondents, list this case on <b>12.09.2024</b>.</p> <p>( Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>

**(Sl. No. 28)**

**Ex. NK. Pareshwar Prasad** Applicant  
By Legal Practitioner for the Applicant : Shri Vikram Singh Dhapola, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Vikram Singh Dhapola, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the respondents, list this case on <b>12.09.2024.</b></p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="402 1507 664 1569" style="text-align: center;"> <p>( Lt. Gen. Anil Puri) Member (A)</p> </div> <div data-bbox="1084 1507 1373 1569" style="text-align: center;"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div> <p>SB/AKD/-</p>



**(Sl. No. 29)**

**Ex. Sub. Lal Singh** Applicant  
By Legal Practitioner for the Applicant : Shri Vikram Singh Dhapola, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Vikarm Singh Dhapola, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the respondents, list this case on <b>12.09.2024.</b></p> <div style="display: flex; justify-content: space-between; margin-top: 100px;"> <div style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

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

(Sl. No. 30)

O.A. No. 291 of 2024

Master Shivam Singh Khatri (Minor) Applicant  
By Legal Practitioner for the Applicant : Shri M.S. Bhandari, Advocate

Versus

Union of India & Others Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri M.S. Bhandari, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Counter Affidavit has not been filed.</p> <p>3. Ld. Counsel for the respondents prays for and is granted four weeks further time to file Counter Affidavit.</p> <p>4. List on <b>19.02.2025</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

**(Sl. No. 31)**

**Smt. Janki Devi @ Sentuli Devi** Applicant  
By Legal Practitioner for the Applicant : Shri M.S. Bhandari, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri M.S. Bhandari, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the respondents, list this case on <b>12.09.2024.</b></p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>( Lt. Gen. Anil Puri) Member (A)</p> </div> <div style="text-align: center;"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div> <p>SB/AKD/-</p>

**(Sl. No. 32)**

**Ex. NK. Harish Chandra Singh Rautela** Applicant  
By Legal Practitioner for the Applicant : Shri C.S. Rawat, Advocate  
Shri Anil Anthwal, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri C.S. Rawat and Shri Anil Anthwal, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. On the request of Ld. Counsel for the respondents, list this case on <b>12.09.2024.</b></p> <div style="display: flex; justify-content: space-between; margin-top: 100px;"> <div data-bbox="402 1540 664 1615" style="text-align: center;"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> </div> <div data-bbox="1084 1540 1373 1615" style="text-align: center;"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div> <p>SB/AKD/-</p>

**(Sl. No. 33)**

Shri Rajesh Sharma, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Anil Anthwal and Shri Vivek Kumar, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Objection to delay condonation application filed on behalf of the respondents is taken on record.</p> <p>3. Heard Ld. Counsel for the parties and perused the record.</p> <p><b><u>M.A. No. 353 of 2024</u></b></p> <p>4. There is a delay of more than 17 years in filing Original Application regarding which an application for condonation of delay has been filed.</p> <p>5. Ld. Counsel for the respondents submits that delay of more than 17 years has not been properly explained by the applicant on day to day basis.</p> <p>6. Ld. Counsel for the applicant submits that delay is not deliberate but for the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. Considering the facts and circumstances of the case and also that it is pensionary matter and in pensionary matter bar of limitation does not apply because of recurring cause of action. Further, in the light of the decision in <b><i>Union of India Vs. Tarsem Singh</i> [2008 (8) SCC 648]</b>, delay condonation application is <b>allowed</b> and the delay is <b>condoned</b>. Delay condonation application stands <b>disposed off</b>.</p> <p><b><u>O.A. No. 294 of 2024</u></b></p> <p>8. This Original Application has been for the grant of disability pension.</p> <p>9. Matter needs adjudication.</p> <p>10. Admit.</p> <p>11. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>12. List on <b>19.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>( Lt. Gen. Anil Puri ) Member (A)</p> </div> <div style="text-align: center;"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div>

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

(Sl. No. 34)

O.A. No. 295 of 2024 with M.A. No. 354 of 2024

Hony. Nb. Sub. Kundan Singh Mehta

By Legal Practitioner for the Applicant :

Shri Anil Anthwal, Advocate

Shri Vivek Kumar, Advocate

Applicant

Versus

Union of India & Others

By Legal Practitioner for Respondents :

Shri Rajesh Sharma, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>11.09.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Lt. Gen. Anil Puri, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Anil Anthwal and Shri Vivek Kumar, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</div><div>2. Objection to delay condonation application filed on behalf of the respondents is taken on record.</div><div>3. Heard Ld. Counsel for the parties and perused the record.</div></div> <div><div>M.A. No. 354 of 2024</div><div>4. There is a delay of more than 15 years in filing Original Application regarding which an application for condonation of delay has been filed.</div><div>5. Ld. Counsel for the respondents submits that delay of more than 15 years has not been properly explained by the applicant on day to day basis.</div><div>6. Ld. Counsel for the applicant submits that delay is not deliberate but for the reasons stated in affidavit filed in support of delay condonation application.</div><div>7. Considering the facts and circumstances of the case and also that it is pensionary matter and in pensionary matter bar of limitation does not apply because of recurring cause of action. Further, in the light of the decision in <b>Union of India Vs. Tarsem Singh [2008 (8) SCC 648]</b>, delay condonation application is <b>allowed</b> and the delay is <b>condoned</b>. Delay condonation application stands <b>disposed off</b>.</div></div> <div><div>O.A. No. 295 of 2024</div><div>8. This Original Application has been for the grant of pensionary benefits.</div><div>9. Matter needs adjudication.</div><div>10. Admit.</div><div>11. Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</div><div>12. List on <b>19.02.2025</b>.</div></div> <div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div><div>SB/AKD/-</div></div> <div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div>

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

(Sl. No. 35)

O.A. No. 319 of 2024 with M.A. No. 357 of 2024

Hony. Nb.Sub. Ranjit Singh (Retd)  
By Legal Practitioner for the Applicant :

Shri Kishore Rai, Advocate  
Lt. Col. Nidhikant Dhyani (Retd), Advocate

Applicant

Union of India & Others  
By Legal Practitioner for Respondents :

Shri Neeraj Upreti, Advocate

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div><div>11.09.2024</div><div>Hon'ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon'ble Lt. Gen. Anil Puri, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondent No. 1 are present.</div><div>2. Objection to delay condonation application filed on behalf of the respondents is taken on record.</div><div>3. Heard Ld. Counsel for the parties and perused the record.</div></div><div><div>M.A. No. 357 of 2024</div><div><div>4. There is a delay of more than 21 years in filing Original Application regarding which an application for condonation of delay has been filed.</div><div>5. Ld. Counsel for the respondent No. 1 submits that delay of more than 21 years has not been properly explained by the applicant on day to day basis.</div><div>6. Ld. Counsel for the applicant submits that delay is not deliberate but for the reasons stated in affidavit filed in support of delay condonation application.</div><div>7. Considering the facts and circumstances of the case and also that it is pensionary matter and in pensionary matter bar of limitation does not apply because of recurring cause of action. Further, in the light of the decision in <i>Union of India Vs. Tarsem Singh</i> [2008 (8) SCC 648], delay condonation application is <b>allowed</b> and the delay is <b>condoned</b>. Delay condonation application stands <b>disposed off</b>.</div></div><div><div>O.A. No. 319 of 2024</div><div><div>8. This Original Application has been for the grant of pensionary benefits.</div><div>9. Matter needs adjudication.</div><div>10. Admit.</div><div>11. Issue notice to respondent Nos. 2 and 3 returnable within six weeks.</div><div>12. Applicant is directed to take steps within two weeks.</div><div>13. Ld. Counsel for the respondent No. 1 seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</div><div>14. List on 19.02.2025.</div></div><div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div></div></div></div>

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

(Sl. No. 36)

O.A. No. 320 of 2024

NK. Jaman Singh (Retd)  
By Legal Practitioner for the Applicant :

Applicant  
Shri Kishore Rai, Advocate  
Lt. Col. Nidhikant Dhyani (Retd), Advocate

Versus

Union of India & Others  
By Legal Practitioner for Respondents :

Respondents  
Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div><div>11.09.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div><div>2. As requested by the Ld. Counsel for the parties, list this case on 12.09.2024.</div></div><div><div>( Lt. Gen. Anil Puri)</div><div>Member (A)</div></div><div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div></div> <div>SB/AKD/-</div>



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

(Sl. No. 37)

O.A. No. 321 of 2024

**NK. Bikram Singh (Retd)** Applicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate  
Lt. Col. Nidhikant Dhyani (Retd), Advocate

**Versus**

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b> <b><u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon’ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. As requested by the Ld. Counsel for the parties, list this case on <b>12.09.2024</b>.</p> <div><div>( Lt. Gen. Anil Puri) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>SB/AKD/-</p>

**(Sl. No. 38)**

**Ex. NK. Tribhuwan Kumar Dalakoti** Applicant  
By Legal Practitioner for the Applicant : Shri N.K. Papnoi, Advocate

**Union of India & Others** Respondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>11.09.2024</u></b>  <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b>  <b><u>Hon'ble Lt. Gen. Anil Puri, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri N.K. Papnoi , Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Amendment application filed on behalf of the applicant is taken on record.</p> <p>3. Ld. Counsel for the respondents prays for and is granted four weeks time to file objection, if any, on amendment application.</p> <p>4. List on <b>19.02.2025</b>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="336 1671 664 1749"> <p><b>( Lt. Gen. Anil Puri)</b>  <b>Member (A)</b></p> <p>SB/AKD/-</p> </div> <div data-bbox="1058 1671 1464 1749"> <p><b>(Justice Anil Kumar)</b>  <b>Member (J)</b></p> </div> </div>

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

(Sl. No. 39)

R.A. No. 12 of 2024 with M.A. No. 361 of 2024  
Inre: O.A. No. 155 of 2022

Ex. Rfn. Deepak SinghApplicant  
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Versus

Union of India & OthersRespondents  
By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>11.09.2024</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Lt. Gen. Anil Puri, Member (A)</div></div> <div><div>1.</div><div>On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</div></div> <div><div>2.</div><div>Objection to delay condonation application as well as on Review Application filed on behalf of the respondents is taken on record.</div></div> <div><div>3.</div><div>Heard Ld. Counsel for the parties and perused the record.</div></div> <div><div>4.</div><div>This application has been filed under Section 18 of the Armed Forces Tribunal Act, 2007 to review the judgment and order dated 01.06.2022 of this Tribunal passed in Original Application No. 155 of 2022.</div></div> <div><div>5.</div><div>There is a delay of 01 year, 07 months and 1 day in filing Review Application.</div></div> <div><div>6.</div><div>Submission of Ld. Counsel for the applicant is that delay in filing Review Application is not deliberate. His further submission is that when the applicant came to know about the dismissal of the Original Application he approached the present Counsel to file the Review Application. Thus, his submission is that delay is not deliberate, but for the reasons stated in affidavit filed in support of delay condonation application.</div></div> <div><div>7.</div><div>In reply, Ld. Counsel for the respondents submitted that there is a delay of more than one year in filing Review Application which has not been properly explained by the applicant on day-to-day basis. Hence, Review Application is liable to be dismissed being time barred. He further submitted that it is settled law that the scope of review jurisdiction is limited and re-hearing is not permissible as the judgment was passed in proper perspective after considering all facts and circumstances of the case. Hence, Review Application is liable to be dismissed.</div></div>

	<p>8. Having heard the submission of Ld. Counsel for the parties and considering the facts and circumstances of the case, we find that explanation offered by the applicant for delay in filing Review Application is not sufficient. It is settled in law that if time limit is given for filing of any application and the same is not filed within that time limit, delay should be explained on day to day basis which applicant has utterly failed in the present case.</p> <p>9. In the result, we find that delay is not condonable.</p> <p>10. Accordingly, delay condonation application is <b>dismissed</b>.</p> <p>11. Review Application being time barred is also <b>dismissed</b>.</p> <p>( Lt. Gen. Anil Puri) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>SB/AKD/-</p>
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