

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. 349of 2023 Inre : O.A. No. 136 of 2022

Ex. Sep. Dhan Singh

Applicant

By Legal Practitioner for the Applicant : Shri N.K. Papnoi, 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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></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. Affidavit of compliance has not been filed.</p> <p>3. Ld. Counsel for the respondents submits that implementation of the orer is under process.He prays for and is granted four weeks further time to file affidavit of compliance.</p> <p>4. List on 10.07.2024.</p> <p>(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>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. 72 of 2022 Inre : O.A. No. 289 of 2018

Ex. Hav. Shyam Singh

Applicant

By Legal Practitioner for the Applicant : Shri Mohit Maulekhi, 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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Mohit Maulekhi, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>2. Time was granted to file objection on compliance report but objection has not been filed by the applicant.</p> <p>3. Ld. Counsel for the applicant prays for and is granted one day further time to file objection against compliance report.</p> <p>4. List on 15.03.2024.</p> <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

Ex. Nk. Than Singh

Applicant

By Legal Practitioner for the Applicant : Shri N.K. Papnoi, 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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">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.2. Affidavit of compliance has not been filed.3. Cost has not been deposited by the respondents.4. Ld. Counsel for the respondents prays for and is granted four weeks further time as last opportunity failing which an additional cost of Rs.5,000/- shall be deposited by the respondent in the registry which shall be remitted to the applicant.5. Respondents are directed to file affidavit of responsible officer regarding present status of this execution matter and cause of delay in implementation of the order.6. Respondents are directed to deposit all the costs due against them till the next date of listing.7. List on 10.07.2024. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 4)

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

Ex. Hav. Parvindra 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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">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.2. This Execution Application has been filed for implementation of order dated 09.03.2021.3. Affidavit of compliance has not been filed. Cost has not been deposited by the respondents.4. Ld. Counsel for the respondents prays for and is granted four weeks further time as last opportunity on payment of additional cost of Rs.10,000/- which shall be remitted to the applicant.5. Respondents are directed to file affidavit of responsible officer regarding present status of this execution matter and cause of delay in implementation of the order.6. Respondents are also directed to take immediate action towards implementation of the order failing which attachment of properties and salary account shall be initiated against the respondents.7. List on 10.07.2024.8. Let copy of this order be provided to the Ld. Counsel for the respondents/Legal Representative for the respondents for compliance. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 5)

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

Ex. Hav. (Hony. Nb. Sub.) Kishna Nand

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">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.2. Affidavit of compliance has not been filed.3. Cost has not been deposited by the respondents.4. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance.5. Respondents are directed to file affidavit of responsible officer regarding present status of this execution matter and cause of delay in implementation of the order failing which respondents shall deposit additional cost of Rs.5,000/- which shall be remitted to the applicant.6. List on 10.07.2024. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 6)

O.A. No. 198 of 2022

Smt. Kausha Devi W/o Late Spr. Prem Chand

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">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.2. Counter Affidavit filed on behalf of the respondents is taken on record.3. Ld. Counsel for the applicant prays for and is granted three weeks time to file Rejoinder Affidavit.4. List on 10.07.2024. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 7)

O.A. No. 274 of 2023

Ex. Nb. Sub. Bahadur Singh

Applicant

By Legal Practitioner for the Applicant : Shri Anil Kumar Bisht, 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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Advocate holding brief of Shri Anil Kumar Bisht, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Matter is pending before Larger Bench, Armed Forces Tribunal, Principal Bench, New Delhi.</p> <p>3. List on 10.07.2024.</p> <p>(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 8)

O.A. No. 1125 of 2023

Hav. Clk. Dalchand Pal

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Counter Affidavit filed on behalf of the respondents is taken on record.2. Heard Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents.3. Original Application is disposed off with direction to the respondents.4. For orders, see our order passed on separate sheets.5. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 9)

O.A. No. 1135 of 2023 with M.A. No. 1555 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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, 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><u>M.A. No. 1555 of 2023</u></p> <p>3. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>4. This Original Application has been filed for the grant of pensionary benefits as per the recommendations of 6th Central Pay Commission to the pre 01.01.2006 retirees and consequently direction to the respondents to extend the benefits of the letter dated 12.06.2009 to the applicant with arrears with effect from 01.01.2006.</p> <p>5. There is a delay of 11 years, 03 months and 22 days in filing Original Application.</p> <p>6. Ld. Counsel for the applicant submits that the delay in filing of the application is not deliberate but of the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>8. We have considered the submissions of Ld. Counsel for the parties and we find that the cause shown for the delay is sufficient. Further being pensionary matter and in view of the law laid down by the Hon'ble Apex court</p>

in the case of ***Union of India and others Versus Tarsem Singh*** [2008 (8) SCC 648], delay is **condoned**. Delay condonation application stands disposed off accordingly.

O.A. No. 1135 of 2023

9. Matter needs adjudication.

10. Admit.

11. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.

12. List on **10.07.2024**.

(Maj. Gen. Sanjay Singh) (Justice Anil Kumar)
Member (A) Member (J)

AKD/-

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

(Sl. No. 10)

O.A. No. 1136 of 2023

Geeta Devi widow of Late Swr. Shabnam Kumar

Applicant

By Legal Practitioner for the Applicant : Shri Anil Anthwal, Advocate
Shri Mahavir Kohli, 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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Anil Anthwal, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.2. Counter Affidavit has not been filed by the respondents.3. Ld. Counsel for the respondents submits that he will file Counter Affidavit during the course of the day.4. He is permitted to file Counter Affidavit during the course of the day.5. Rejoinder Affidavit, if any, may be filed before the date of listing.6. List this matter on 15.03.2024. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
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CIRCUIT BENCH AT NAINITAL

(Sl. No. 11)

O.A. No. 1137 of 2023

Smt. Bhuvneshwari 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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, 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. 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 three weeks time to file Rejoinder Affidavit.</p> <p>4. List on 10.07.2024.</p> <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No.12)

O.A. No. 1144 of 2023 with M.A. No. 1599 of 2023

Ex. Nk. Ravi G.

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, 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><u>M.A. No. 1599 of 2023</u></p> <p>3. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>4. This Original Application has been filed for the grant of Disability Pension to the applicant.</p> <p>5. There is a delay of 12 years, 11 months and 20 days in filing Original Application.</p> <p>6. Ld. Counsel for the applicant submits that the delay in filing of the application is not deliberate but of the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>8. We have considered the submissions of Ld. Counsel for the parties and we find that the cause shown for the delay is sufficient. Further being pensionary matter and in view of the law laid down by the Hon'ble Apex court in the case of <i>Union of India and others Versus Tarsem Singh</i> [2008 (8) SCC 648], delay is condoned. Delay condonation application stands disposed off accordingly.</p> <p><u>O.A. No. 1144 of 2023</u></p> <p>9. It is submitted by the Ld. Counsel for the applicant that applicant's claim</p>

for the grant of disability Pension has been wrongly denied by the respondents.

10. Matter needs adjudication.

11. Admit.

12. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.

13. List on **10.07.2024**.

(Maj. Gen. Sanjay Singh) (Justice Anil Kumar)
Member (A) Member (J)

AKD/-

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

(Sl. No. 13)

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, 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. 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 three weeks time to file Rejoinder Affidavit.</p> <p>4. List on 10.07.2024.</p> <p>(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 14)

O.A. No. 1146 of 2023

Ex. Sep. Ranjeet Singh

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, 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. 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 three weeks time to file Rejoinder Affidavit.</p> <p>4. List on 10.07.2024.</p> <p>(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 15)

O.A. No. 1147 of 2023

Ex. Nk. Madan Singh

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><u>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharm, Ld. Counsel for the respondents are present.2. Counter Affidavit filed on behalf of the respondents is taken on record.3. Ld. Counsel for the applicant prays for and is granted three weeks time to file Rejoinder Affidavit.4. List on 10.07.2024. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 16)

O.A. No. 1148 of 2023 with M.A. No. 1602 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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, 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. Objection on delay condonation application filed on behalf of the respondents is taken on record.</p> <p><u>M.A. No. 1602 of 2023</u></p> <p>3. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>4. This Original Application has been filed for quashing the intimation dated 22.02.2017 in league with discharge order dated 25.09.2009 and for the grant of post retiral benefits including pension, gratuity etc to the applicant.</p> <p>5. There is a delay of 11 years, 08 months and 11 days in filing Original Application.</p> <p>6. Ld. Counsel for the applicant submits that the delay in filing of the application is not deliberate but of the reasons stated in affidavit filed in support of delay condonation application.</p> <p>7. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>8. We have considered the submissions of Ld. Counsel for the parties and we find that the cause shown for the delay is sufficient. Further being pensionary matter and in view of the law laid down by the Hon'ble Apex court in the case of <i>Union of India and others Versus Tarsem Singh</i> [2008 (8) SCC 648], delay is condoned. Delay condonation application stands disposed off accordingly.</p>

O.A. No. 1148 of 2023

9. Matter needs adjudication.

10. Admit.

11. Ld. Counsel for the respondents prays for and is granted four weeks time to file Counter Affidavit. Rejoinder Affidavit may be filed within two weeks next thereafter.

12. List on **10.07.2024**.

(Maj. Gen. Sanjay Singh) (Justice Anil Kumar)
Member (A) Member (J)

AKD/-

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

(Sl. No. 17)

O.A. No. 1149 of 2023

Ex. Hav. Hira Singh

Applicant

By Legal Practitioner for the Applicant : Shri N.K. Papnoi, Advocate
Shri B.M. Pingal, 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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri N.K. Papnoi and Shri B.M. Pingal, 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. Rejoinder Affidavit may be filed during the course of the day.</p> <p>4. List on 14.03.2024.</p> <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 18)

O.A. No. 1156 of 2023

Ex. Nk. Ravi Rawat 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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Counter Affidavit filed by the respondents is taken on record.2. Heard Shri N.K. Papnoi, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents.3. Original Application is allowed.4. For orders, see our order passed on separate sheets.5. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Sl. No. 19)

O.A. No. 1157 of 2023

Ex. Nb. Sub. Umesh 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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Counter Affidavit filed on behalf of the respondents is taken on record.2. Heard Shri N.K. Papnoi, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents.3. Original Application is allowed.4. For orders, see our order passed on separate sheets.5. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>

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

(Suppl. Sl. No. 1)

O.A. No. 1118 of 2023

Rect. Mohit Rana

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>13.03.2024</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></p> <ol style="list-style-type: none">1. Counter Affidavit filed by the respondents is taken on record.2. Heard Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents.3. Original Application is dismissed.4. For orders, see our order passed on separate sheets.5. Misc. Application(s), pending if any, shall be treated to have been disposed of. <p style="text-align: center;">(Maj. Gen. Sanjay Singh) (Justice Anil Kumar) Member (A) Member (J)</p> <p>AKD/-</p>