

**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. 214 of 2018 Inre : O.A. No. 243 of 2014

**Ex. Sep. Rajendra Singh**

Applicant

By Legal Practitioner for the Applicant : Shri C.S. Rawat, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate  
Ms. Vandana Singh, Advocate  
Shri S.P. Sherawat, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri C.S. Rawat, Ld. Counsel for the applicant, Shri Rajesh Sharma, Ld. Counsel for the respondent Nos. 1 to 5.</li><li>2. Ld. Counsel for the respondent Nos. 1 to 5 submits that compliance of the order of this Tribunal under implementation has already been made on their part. They have already issued P.P.O. and its copy has also been provided to the applicant.</li><li>3. Today none is present for the concerned Bank, respondent Nos.5 and 6. From perusal of records it emerges that compliance report has been filed by the respondent Bank which has been opposed by the applicant.</li><li>4. The applicant was directed to produce updated Passbook/Statement of Account of the applicant of the relevant year 2007 and 2008 for verifying the payment of invalid gratuity in applicant's Bank account.</li><li>5. Several opportunities were granted but required information/documents has not been filed by the applicant in support of his contention.</li><li>6. Today, Ld. Counsel for the applicant submits that despite several efforts he could not be able to contact the applicant. He further submits that in absence of any information from the applicant, he is not in position to say that order has still not been complied with. Ld. Counsel for the applicant submits that this Execution proceedings may be closed with liberty to the applicant afresh, if required.</li><li>7. Ld. Counsel for the respondents has no objection on submission of Ld. Counsel for the applicant.</li><li>8. In view of the above, this Execution Application is <b>disposed off</b> with liberty to the applicant to approach the Tribunal afresh, if required.</li></ol> <p style="text-align: center;"><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW**  
**CIRCUIT BENCH AT NAINITAL**

**(Sl. No. 2)**

**Ex. A. No. 197 of 2022Inre : O.A. No. 418 of 2019**

**Smt. InduManodi**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. This Execution Application has been filed for implementation of order dated 10.03.2021 passed in Original Application No. 418 of 2019.</li><li>3. Several opportunities have been granted to file compliance affidavit but compliance affidavit has not been filed.</li><li>4. Ld. Counsel for the respondents prays for and is granted four weeks further time on payment of additional cost of Rs.10,000/- which shall be remitted to the applicant.</li><li>5. Respondents are directed to show cause as to why movable and immovable properties of the respondents be not attached for non-compliance of the order of this Tribunal.</li><li>6. Respondents are also directed to deposit all the costs due against them till the next date of listing.</li><li>7. List on <b>11.07.2024</b>.</li><li>8. Let copy of this order be provided to the Ld. Counsel for the Respondents/Legal Representative for the respondents for compliance.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**CIRCUIT BENCH AT NAINITAL**

**(Sl. No. 3)**

**Ex. A. No. 198 of 2022Inre : O.A. No. 181 of 2021**

**Ex. L Nk. Subodh Kandwal**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Affidavit of compliance has not been filed.</li><li>3. Ld. Counsel for the respondents prays for and is granted four weeks further time on payment of additional cost of Rs.10,000/- which shall be deposited by the respondents till the next date of listing. On deposition of cost, it shall be remitted to the applicant.</li><li>4. Respondents are also 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 attachment of properties of the respondents shall be initiated.</li><li>5. List on <b>11.07.2024</b>.</li><li>6. Let copy of this order be provided to the Ld. Counsel for the respondents/Legal Representative for the respondents for compliance.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**(Sl. No. 4)**

**Ex. A. No. 200 of 2022Inre : O.A. No. 143 of 2020**

**Ex. Hav. Anand Singh Ram 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Affidavit of compliance has not been filed.</li><li>3. Respondents are directed to show cause as to why in exercise of powers provided under Order 21 of Code of Civil Procedure movable and immovable properties of respondents shall not be attached for non-compliance of the order of this Tribunal.</li><li>4. Four weeks further time is granted on payment of additional cost of Rs.10,000/- to file affidavit of compliance which shall be remitted to the applicant.</li><li>5. List on <b>11.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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(Sl. No. 5)

**Ex. A. No. 201 of 2022Inre : O.A. No. 496 of 2020**

**Ex. Nk. Kashi Chand**

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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Substitution application filed on behalf of the applicant is taken on record.</p> <p><b><u>M.A. No. 356 of 2024</u></b></p> <p>3. This application has been filed for substitution of <b>Sheri Chand</b> as applicant in place of Late Kashi Chand.</p> <p>4. It is stated that Kashi Chand has died on 01.08.2023. Death Certificate and affidavit have been filed in support of substitution application.</p> <p>5. Ld. Counsel for the respondents has not objection.</p> <p>6. Substitution Application is allowed.</p> <p>7. Applicant is directed to incorporate the amendment in the Original Application during the course of the day.</p> <p>8. List on <b>11.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**(Sl. No. 6)**

**Ex. A. No. 203 of 2022Inre : O.A. No. 159 of 2021**

**Smt. Devki Devi**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Affidavit of compliance filed on behalf of the respondents is taken on record.</li><li>3. Objection, if any, may be filed within three weeks.</li><li>4. List on <b>11.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**(Sl. No. 7)**

**Ex. A. No. 347 of 2023Inre : O.A. No. 475 of 2022**

**Ex. Nk. Inder Ram**

Applicant

By Legal Practitioner for the Applicant : Shri C.S. Rawat, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li><li>2. Affidavit of compliance has not been filed.</li><li>3. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance failing which cost of Rs.5,000/- shall be deposited by the respondents which shall be remitted to the applicant.</li><li>4. 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.</li><li>5. List on <b>11.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**(Sl. No. 8)**

**Ex. A. No. 348 of 2023Inre : O.A. No. 158 of 2022**

**Ex. Nk. Raghunandan Singh**

Applicant

By Legal Practitioner for the Applicant : Shri C.S. Rawat, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri C.S. Rawat, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li><li>2. Affidavit of compliance has not been filed.</li><li>3. Ld. Counsel for the respondents prays for and is granted four weeks further time to file affidavit of compliance failing which cost of Rs.5,000/- shall be deposited by the respondents which shall be remitted to the applicant.</li><li>4. 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.</li><li>5. List on <b>11.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>



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**(Sl. No. 9)**

**Ex. A. No. 363 of 2023Inre : O.A. No. 482 of 2022**

**Ex. Sub. Krishan 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Affidavit of compliance filed on behalf of the respondents is taken on record.</p> <p>3. Ld. Counsel for the respondents submitted that order has been complied with.</p> <p>4. Ld. Counsel for the applicant has also submitted that compliance has been made.</p> <p>5. Since compliance has been made, this Execution Application is <b>disposed off</b> in full satisfaction.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

**Form No. 4**  
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**CIRCUIT BENCH AT NAINITAL**

**(Sl. No. 10)**

**O.A. No. 256 of 2021**

**Jai Bahadur Chand**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Applicant was directed to take step for issuance of notice to respondent No. 4 but step has not been taken.</li><li>3. Ld. Counsel for the applicant prays for and is granted one week further time to take step.</li><li>4. After step is being taken, let notice be issued to respondent No. 4 returnable within four weeks.</li><li>5. List on <b>11.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

**Form No. 4**  
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**CIRCUIT BENCH AT NAINITAL**

**(Sl. No. 11)**

**O.A. No. 709 of 2022**

**Smt. Deoki Devi W/o Ex. Spr. Dhan 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. List on <b>15.03.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

**Form No. 4**  
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**(Sl. No.12)**

**O.A. No. 714 of 2022**

**Ex. Sub. Mahendar Singh Rawat**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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>11.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

**Form No. 4**  
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**CIRCUIT BENCH AT NAINITAL**

**(Sl. No. 13)**

**O.A. No. 726 of 2022**

**Ex. Nk. Rajeev Tomar**

Applicant

By Legal Practitioner for the Applicant : Shri S.S. Yadav, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri S.S. Yadav, 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 till the date of listing.</p> <p>4. List this case for hearing on <b>11.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

Form No. 4  
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ORDER SHEET  
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW  
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(Sl. No. 14)

O.A. No. 770 of 2022

**Ex. Nk. Ganesh Singh** Applicant  
By Legal Practitioner for the Applicant : Lt. Col. NidhikantDhyani (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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Lt. Col. NidhikantDhyani (Retd.), Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li><li>2. Rejoinder Affidavit filed on behalf of the applicant is taken on record.</li><li>3. Pleadings are complete.</li><li>4. List on <b>11.07.2024</b> for hearing.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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(Sl. No. 15)

O.A. No. 771 of 2022

**Ex. Sep. Mahesh Chandra Kapri** Applicant  
By Legal Practitioner for the Applicant : Lt. Col. NidhikantDhyani (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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Lt. Col. NidhikantDhyani (Retd.), Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li><li>2. Rejoinder Affidavit filed on behalf of the applicant is taken on record.</li><li>3. Pleadings are complete.</li><li>4. List on <b>11.07.2024</b> for hearing.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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**(Sl. No. 16)**

**O.A. No. 772 of 2022**

**Ex. Nk. Rajendra Prasas** Applicant  
By Legal Practitioner for the Applicant : Lt. Col. NidhikantDhyani (Retd.), Advocate

**Versus**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Lt. Col. NidhikantDhyani (Retd.), 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. Pleadings are complete.</p> <p>4. List on <b>11.07.2024</b> for hearing.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>



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(Sl. No. 17)

O.A. No. 773 of 2022

**Ex. Nk. Narayan DattPunetha** Applicant  
By Legal Practitioner for the Applicant : Lt. Col. NidhikantDhyani (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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Lt. Col. NidhikantDhyani (Retd.), Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</li><li>2. Rejoinder Affidavit filed on behalf of the applicant is taken on record.</li><li>3. Pleadings are complete.</li><li>4. List on <b>11.07.2024</b> for hearing.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</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. 774 of 2022

**Ex. Nk. ShyamDatt Bhatt** Applicant  
By Legal Practitioner for the Applicant : Lt. Col. NidhikantDhyani (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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Lt. Col. NidhikantDhyani (Retd.), Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</li><li>2. Rejoinder Affidavit filed on behalf of the applicant is taken on record.</li><li>3. Pleadings are complete.</li><li>4. List on <b>11.07.2024</b> for hearing.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</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. 1163 of 2023**

**Smt. Nandi Devi Widow of Late Kuwar 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Rejoinder Affidavit may be filed within three weeks.</p> <p>4. List on <b>11.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</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. 1170 of 2023**

**Ex. Nb. Sub. Ramesh Chandra Pandey**

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 Rajesh Sharma, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. Counter Affidavit filed on behalf of the respondents is taken on record.</p> <p>3. Rejoinder Affidavit may be filed within three weeks.</p> <p>4. List on <b>11.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</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. 288 of 2024 with M.A. No. 348 of 2024**

**Nk. Vinod Raj Rawat (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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of appearance filed by Shri Neeraj Upreti, 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 Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p><b><u>M.A. No. 348 of 2024</u></b></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 retiring gratuity to the applicant.</p> <p>5. There is a delay of 01 year, 06 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 in view of the law laid down by the Hon'ble Apex court in the case of <b><i>Union of India and others Versus Tarsem Singh</i></b> [2008 (8) SCC 648], delay is <b>condoned</b>. Delay condonation application stands disposed off accordingly.</p>

**O.A. No. 288 of 2024**

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/RATHORE/-

**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. 289 of 2024**

**Ex. Nk. Pareshwar Prasad**

Applicant

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

Lt. Col. NidhikantDhyani (Retd.), Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>2. 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>3. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</li><li>4. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of second service pension for the services rendered by him in Defence Security Corps has been wrongly denied by the respondents.</li><li>5. Matter needs adjudication.</li><li>6. Admit.</li><li>7. 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.</li><li>8. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</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. 290 of 2024 with M.A. No. 349 of 2024**

**Ex. Sub. Lal Singh**

Applicant

By Legal Practitioner for the Applicant : Shri Vikram Singh Dhapola, 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of appearance filed by Shri Neeraj Upreti, 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 Vikram Singh Dhapola, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p><b><u>M.A. No. 349 of 2024</u></b></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 06 months and 15 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 <b><i>Union of India and others Versus Tarsem Singh</i></b> [2008 (8) SCC 648], delay is <b>condoned</b>. Delay condonation application stands disposed off accordingly.</p> <p><b><u>O.A. No. 290 of 2024</u></b></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/RATHORE/-

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

(Suppl. Sl. No. 4)

**O.A. No. 291 of 2024 with M.A. No. 350 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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><b><u>M.A. No. 350 of 2024</u></b></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 Family Pension to the applicant.</p> <p>5. There is a delay of 01 year, 02 months and 27 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 <b><i>Union of India and others Versus Tarsem Singh</i></b> [2008 (8) SCC 648], delay is <b>condoned</b>. Delay condonation application stands disposed off accordingly.</p>

**9. O.A. No. 291 of 2024**

10. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of Family Pension has been wrongly denied by the respondents.

11. Matter needs adjudication.

12. Admit.

13. 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.

14. List on **10.07.2024**.

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

AKD/RATHORE/-

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

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

**O.A. No. 292 of 2024 with M.A. No. 351 of 2024**

**Smt. Janki Devi @ Sentuli Devi**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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><b><u>M.A. No. 351 of 2024</u></b></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 Family Pension to the applicant.</p> <p>5. There is a delay of 02 years, 06 months and 29 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 which is recurring cause of action and in view of the law laid down by the Hon'ble Apex court in the case of <b><i>Union of India and others Versus Tarsem Singh</i></b> [2008 (8) SCC 648], delay is <b>condoned</b>. Delay condonation application stands disposed off accordingly.</p>

**O.A. No. 292 of 2024**

9. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of Family 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/RATHORE/-

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

(Suppl. Sl. No. 6)

**Ex. A. No. 110 of 2024 Inre : O.A. No. 127 of 2022**

**Ex. Nk. Surendra 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>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.</li><li>3. This Execution Application has been filed for implementation of order dated 06.09.2022 passed in Original Application No. 127 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 7)

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

**Rifleman Kuldeep 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 Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of appearance filed by Shri Neeraj Upreti, 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.</li><li>2. 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.</li><li>3. This fresh Execution Application has been filed for implementation of order dated 11.10.2023 passed in Original Application No. 125 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 8)

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

**Ex. Hav. Mangal Singh Samant**

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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of appearance filed by Shri Neeraj Upreti, 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.</li><li>2. 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>3. This fresh Execution Application has been filed for implementation of order dated 21.09.2023 passed in Original Application No. 1031 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is granted six weeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>



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

(Suppl. Sl. No. 9)

**Ex. A. No. 113 of 2024 Inre : O.A. No. 727 of 2022**

**Col. Jagjeet Singh Rautela**

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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. Memo of appearance filed by Shri Neeraj Upreti, 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 Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>3. This fresh Execution Application has been filed for implementation of order dated 21.09.2023 passed in Original Application No. 727 of 2022.</p> <p>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</p> <p>5. List on <b>10.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 10)

**Ex. A. No. 114 of 2024 Inre : O.A. No. 284 of 2023**

**Ex. Nb. Sub. Mahipal 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of appearance filed by Shri Neeraj Upreti, 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.</li><li>2. 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>3. This fresh Execution Application has been filed for implementation of order dated 22.09.2023 passed in Original Application No. 284 of 2023.</li><li>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 11)

**Ex. A. No. 115 of 2024 Inre : O.A. No. 710 of 2022**

**Santosh Singh S/o Late Hav. Kishan 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>2. 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>3. This fresh Execution Application has been filed for implementation of order dated 11.10.2023 passed in Original Application No. 710 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 12)

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

**Sub. Maj. (Retd.) NavinChndraMathpal** 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of appearance filed by Shri Neeraj Upreti, 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.</li><li>2. 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>3. This fresh Execution Application has been filed for implementation of order dated 11.10.2023 passed in Original Application No. 1034 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

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

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

**Ex. Nk. (MACP Hav.) Uttam 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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Memo of appearance filed by Shri Neeraj Upreti, 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.</li><li>2. 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>3. This Execution Application has been filed for implementation of order dated 21.09.2023 passed in Original Application No. 1033 of 2022.</li><li>4. Ld. Counsel for the respondents prays for and is granted sixweeks time to seek instruction and to file affidavit of compliance.</li><li>5. List on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 14)

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

**Ganesh Dutt**

Applicant

By Legal Practitioner for the Applicant : Shri Kishore Kumar, 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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 Kishore Kumar, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present.</p> <p>3. This application has been filed for setting aside order dated 09.09.2013 passed in Transferred Application No. 102 of 2012 and to restore the Transferred Application at its original number.</p> <p>4. Ld. Counsel for the respondents prays for and is granted four weeks time to seek instruction and to file objection.</p> <p>5. <b>Listwith records of Transferred Application No. 102 of 2012 on 10.07.2024.</b></p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. 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**

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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>2. 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>3. List with concerned Original Application No. 160 of 2021 on <b>10.07.2024</b>.</li><li>4. Objection, if any, may be filed till the next date of listing.</li></ol> <p style="text-align: center;"><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 16)

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

**Ex. Rect. Praksh Chandra Dhyani**

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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>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.</li><li>2. 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>3. This application has been filed for recall of order dated 05.03.2013 and for restoration of Original Application No. 443 of 2012.</li><li>4. Ld. Counsel for the respondents prays for and is granted four weeks time to seek instructions and to file objection.</li><li>5. List this case with concerned records of Original Application No. 443 of 2012 on <b>10.07.2024</b>.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>



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

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

**Ex. A. No. 389 of 2022 Inre : O.A. No. 454 of 2021**

**Ex. HMT Bhagwan Singh Rawat** Applicant  
By Legal Practitioner for the Applicant : Shri Sandeep Adhikari, 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. On the case being taken up for hearing Shri M.S. Bhandari, Advocate holding brief of Shri Sandeep Adhikari, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</li><li>2. Affidavit of compliance filed on behalf of the respondents has already been taken on record.</li><li>3. Objection against affidavit of compliance has not been filed by the applicant.</li><li>4. Ld. Counsel for the respondents submits that in compliance of the order under execution PPO has been issued.</li><li>5. Heard Ld. Counsel for the parties and perused the record.</li><li>6. On the going through the record we find that in compliance of order under execution the Principal Controller of Defence Accounts (Pension), Prayagraj has issued SPARSH PPO No. 204199200009 dated 07.11.2023 (e-PPO No. 188199202176) which is annexed as Annexure No. CA-1 of affidavit of compliance.</li><li>7. Since the order has been complied with, Execution Application is <b>disposed off</b>.</li><li>8. In case of non-payment of due amount to the applicant it will be open for the applicant to approach the Tribunal.</li></ol> <p style="text-align: center;"><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p style="text-align: left;">AKD/RATHORE/-</p>

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

**(Suppl. Sl. No. 18)**

**O.A. No. 126 of 2022**

**Ex. Hav. (Hony. Nb. Sub.) Sher Singh**

Applicant

By Legal Practitioner for the Applicant : Shri Tarun P.S. Takuli, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri N.K. Papnoi, Advocate holding brief of 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 has not been filed.</p> <p>3. Ld. Counsel for the for the applicant prays for and is granted four weeks further time as last opportunity to file Rejoinder Affidavit.</p> <p>4. List on <b>10.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</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. 182 of 2022**

**Smt. Asha Thapa D/o Late Jushya Thapa**  
By Legal Practitioner for the Applicant : Shri AkshayLatwal, Advocate

Applicant

**Versus**

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

Respondents

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri AkshayLatwal, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present.</p> <p>2. Supplementary/Additional Affidavit filed on behalf of the applicant is taken on record.</p> <p>3. Original Application is allowed with directions to the respondents to grant family pension to the applicant on furnishing Income Certificate.</p> <p>4. For orders, see our order passed on separate sheets.</p> <p>5. Misc. Application(s), pending if any, shall be treated to have been disposed of.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 20)

O.A. No. 706 of 2022

**Ex. Sep. Gusain Singh**

Applicant

By Legal Practitioner for the Applicant : Shri Bipin Bihari, 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>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Bipin Bihari, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents.</li><li>2. Original Application is <b>partly allowed</b>.</li><li>3. For orders, see our order passed on separate sheets.</li><li>4. Misc. Application(s), pending if any, shall be treated to have been disposed of.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

**(Suppl. Sl. No. 21)**

**O.A. No. 1127 of 2023**

**Ex. Hav. Raghuveer Singh Mahar**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents.</li><li>2. Counter Affidavit filed on behalf of the respondents is taken on record.</li><li>3. Original Application is <b>partly allowed</b>.</li><li>4. For orders, see our order passed on separate sheets.</li><li>5. Misc. Application(s), pending if any, shall be treated to have been disposed of.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

**(Suppl. Sl. No. 22)**

**T.A. No. 07 of 2023**

**Ex. Sep. Dharendra Prasad Dwivedi**

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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. During the course of arguments, Ld. Counsel for the applicant submitted that he intends to move amendment application to amend the Original Application. He prays for and is granted three weeks time to move amendment application.</p> <p>3. List on <b>11.07.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 23)

**O.A. No. 713 of 2022 with M.A. No. 886 of 2022**

**Kundal Singh S/o Late Sep. Bhur 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><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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><b><u>M.A. No. 886 of 2022</u></b></p> <p>1. Heard Ld. Counsel for the parties on delay condonation application and perused the record.</p> <p>2. This Original Application has been filed for the grant of Family Pension to the applicant.</p> <p>3. There is a delay of 40 years and 13 days in filing Original Application.</p> <p>4. 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>5. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</p> <p>6. 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 <b><i>Union of India and others Versus Tarsem Singh</i></b> [2008 (8) SCC 648], delay is <b>condoned</b>. Delay condonation application stands disposed off accordingly.</p> <p><b><u>O.A. No. 713 of 2022</u></b></p> <p>7. It is submitted by the Ld. Counsel for the applicant that applicant's claim for the grant of Family Pension has been wrongly denied by the respondents.</p> <p>8. Matter needs adjudication.</p> <p>9. Admit.</p>

10. 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.

11. List on **11.07.2024**.

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

AKD/RATHORE/-



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

**(Supp No. 24)**

**O.A. No. 285 of 2023 with M.A.No. 384 of 2024**

**Ex Rect Prem Singh**

Applicant

By Legal Practitioner for the Applicant : Shri NK 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><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj Gen Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing, Shri NK Papnoi, learned counsel for the applicant and Shri Rajesh Sharma, learned counsel for the respondents are present.</p> <p><b><u>M.A. No. 384 of 2023</u></b></p> <p>2. This application has been filed for condonation of delay in filing Original Application.</p> <p>3. There is delay of 22 years, 03 months and 21 days in filing Original Application. Delay condonation application has been moved by the applicant in which it is stated that applicant is very poor and could not approach this Tribunal due to shortage of funds. It is also submitted by learned counsel for the applicant that applicant was discharged from service within four months from the date of enrolment on medical grounds and since he has not been provided with any pension and is unable to sustain his livelihood, delay may be condoned. It is also stated that applicant had represented his cause in the year 2015, but nothing has been heard so far.</p> <p>4. Objection has been filed on behalf of the respondents in which it is stated that delay of more than 22 years has not been properly explained. He pleaded for dismissal of O.A.</p> <p>5. Heard learned counsel for both the sides and perused the material placed on record.</p> <p>6. Considering the fact that the O.A. has been filed after more than 22 years after discharge from service claiming disability pension, the issue regarding which could be raised after his discharge from service, the petition at this stage deserves to be dismissed on account of delay and laches only.</p> <p>7. In the case at hand, applicant has approached this Tribunal after approx 22</p>

years of his discharge, and delay has not been properly explained.

8. In regard to delay, the Hon'ble Supreme Court in the case of ***State of Uttaranchal and another v. Sri Shiv Charan Singh Bhandari and others***, reported in 2013 (6) SLR 629, while considering the issue regarding delay and laches and referring to earlier judgments on the issue, opined that repeated representations made will not keep the issues alive.

9. In view of the above authoritative enunciation of law by the Hon'ble Supreme Court, the present O.A. filed by the applicant after slumbering over his rights for a considerable period of over 22 years from his discharge to claim disability pension certainly deserves to be dismissed.

10. In view of the above, we are of the view that the issue regarding slumbering over his rights for a considerable period cannot be ignored.

11. In view of the above M.A. No 384 of 2023 is dismissed. Consequently O.A. No 285 of 2023 is also dismissed on delay.

**( Maj Gen Sanjay Singh )**  
Member (A)

*rathore*

**(Justice Anil Kumar)**  
Member (J)

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

**(Suppl. Sl. No. 25)**

**O.A. No. 287 of 2023**

**Ex. LAC Lalit Mohan Pant**

Applicant

By Legal Practitioner for the Applicant : Shri C.S. Rawat, Advocate  
Shri Anil Anthwal, Advocate

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Shri Rajesh Sharma, Advocate

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. On the case being taken up for hearing Shri C.S. Rawat, 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>15.03.2024</b>.</p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 26)

**O.A. No. 1130 of 2023**

**No. 12818534Y Ex. Rfn. Laxman 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><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <p>1. Heard Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents.</p> <p>2. This Original Application has been filed under Section 14 of the Armed Forces Tribunal Act, 2007 for the following relief :-</p> <p style="padding-left: 40px;"><i>i. A direction to the respondents for grant of disability pension on account of disability suffered during military service w.e.f. 18.08.2017 along with rounding off to the tune of 50%.</i></p> <p style="padding-left: 40px;"><i>ii. To summon the entire records of the applicant pertaining to computation of his disability pension.</i></p> <p style="padding-left: 40px;"><i>iii. Any other relief to which the applicant is found entitled may also very kindly be granted to the applicant.</i></p> <p>3. Briefly stated, the applicant was enrolled in the Indian Army on 13.10.1984 and discharged on 31.10.2006. He was re-enrolled in Territorial Army Garhwal Rifles on 15.05.2007 and discharged on 17.08.2017 in Low Medical Category Shape P-2 (Permanent) with disabilities (i) Primary Hypertension @30% for life and (ii) Diabetes Mellitus Type – II @ 20% for life. In this regard the applicant has filed copy of letter dated 23.05.2017 whereby the applicant was asked as to why he should not be discharged from service under T.A. Rule 14(B) (4) of T.A. Regulations, 1948 as the applicant has been downgraded to low medical category P2 permanent for the aforesaid disabilities. The applicant preferred letter dated 30.06.2019 for the grant of disability pension but of no avail. The applicant preferred First and Second Appeals dated 12.01.2021 and 25.10.2021 respectively, but of no avail. It is in this perspective that the applicant has preferred the present Original Application</p>

4. Learned Counsel for the applicant pleaded that at the time of enrolment, the applicant was found mentally and physically fit for service in the Army as well as in Territorial Army and there is no note in the service documents that he was suffering from any disease at the time of enrolment in Army/Territorial Army. The disease of the applicant was contracted during the service, hence it is attributable to and aggravated by Military Service. He pleaded that various Benches of Armed Forces Tribunal have granted disability pension in similar cases, as such the applicant be granted disability pension and its rounding off to 50%.

5. In reply, Ld. Counsel for the respondents submitted that during the Annual Medical Examination the applicant was placed in low medical category temporary P3 (T-24) w.e.f. 05.03.2016 for the disabilities 'Primary Hypertension' and 'Type 2 DM' and opined the disabilities to be neither attributable to nor aggravated by military service. Late on, he was upgraded to medical category P-2 (T-24) w.e.f 14.10.2016. Finally, he was placed in permanent low medical category P2 (P) on 29.04.2017. The applicant was asked to sign discharge documents on 03.06.2017. However, the applicant refused to give a reply to the show cause notice and also refused to sign discharge documents in the presence of the witnesses as mentioned in certificate. In this regard a certificate dated 07.06.2017 signed by Board of Officers and Countersigned by Commanding Officer, 127 Infantry Battalion Territorial Army Ecological has been placed by the respondents. The applicant was also advised to undergo Release Medical Board (RMB) before proceedings on discharge, however, applicant did not undergo RMB.

6. Upon hearing submissions of the Ld. Counsel for the parties and considering that the applicant was asked to undergo Release Medical Board (RMB) but he did not undergo, we are of the opinion that it will be appropriate to direct the respondents to conduct the Release Medical Board of the applicant to assess the disabilities of the applicant. Accordingly, respondents are directed to conduct the Release Medical Board of the applicant to assess the disabilities of the applicant to ascertain the entitlement of disability element of disability pension. Respondents are further directed to give effect to the order within four months from the date of receipt of a certified copy of this order.

7. Let copy of this order be provided to the learned Counsel for the parties.

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

AKD/RATHORE/-

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

**(Suppl. Sl. No. 27)**

**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

<b>Notes of the Registry</b>	<b>Orders of the Tribunal</b>
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, Member (A)</u></b></p> <ol style="list-style-type: none"><li>1. Heard Shri N.K. Papnoi, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents.</li><li>2. Original Application is <b>allowed</b>.</li><li>3. For orders, see our order passed on separate sheets.</li><li>4. Misc. Application(s), pending if any, shall be treated to have been disposed of.</li></ol> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>

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

(Suppl. Sl. No. 28)

O.A. No. 106 of 2013 with M.A. No. 464 of 2020

**Mahabir Singh**

Applicant

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

**Versus**

**Union of India & Others**

Respondents

By Legal Practitioner for Respondents : Dr. Shailendra Sharma Atal, Advocate  
Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><b><u>14.03.2024</u></b> <b><u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u></b> <b><u>Hon'ble Maj. Gen. Sanjay Singh, 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. On the request of Ld. Counsel for the applicant, list on <b>04.04.2024 at Lucknow in Court No. 2.</b></p> <p><b>( Maj. Gen. Sanjay Singh) (Justice Anil Kumar)</b> <b>Member (A) Member (J)</b></p> <p>AKD/RATHORE/-</p>