

(Sl. No. 1)

Notes of the Registry	Orders of the Tribunal
	<p><u>07.03.2025</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Ms. Pushpa Bhatt, Ld. Counsel for the respondents are present through virtual mode.</p> <p>2. This original application has been filed against the order of dismissal of the applicant.</p> <p>3. Points raised by Id. Counsel for the applicant requires consideration.</p> <p>4. Admit.</p> <p>5. Ld. Counsel for the respondents prays for and is allowed four weeks' time to seek instructions and to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>6. List on 21.05.2025.</p> <p style="text-align: center;">(Vice Admiral Atul Kumar Jain) Member (A)</p> <p style="text-align: center;">(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

(Sl. No. 2)

O.A. No. 185 of 2025 with M.A. No. 222 of 2025

Ex Sub Har Singh
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents : Ms. Pushpa Bhatt, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Ms. Pushpa Bhatt, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of more than 25 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>4. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div><div>5. List on 21.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div></div> <div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div>

RK/-

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

(Sl. No. 3)

O.A. No. 187 of 2025 with M.A. No. 224 of 2025

Ex L/Nk Pankaj Singh
By Legal Practitioner for the Applicant : Shri N K Papnoi, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents : Ms. Pushpa Bhatt, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri N K Papnoi, Ld. Counsel for the applicant and Ms. Pushpa Bhatt, Ld. Counsel for the respondents are present through virtual mode.</div> <div>M.A. No. 224 of 2025</div> <div>2. Heard the Id. counsel for the parties and perused the records.</div> <div>3. There is delay of 02 years 06 months and 28 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. Cause of delay shown in the affidavit annexed with the delay condonation application are sufficient to condone the delay. Delay is condoned.</div> <div>4. Delay condonation application stands disposed off.</div> <div>O.A. No. 187 of 2025</div> <div>5. This application has been filed against the declaration of deserter of the applicant as alleged by the applicant.</div> <div>6. Case needs adjudication.</div> <div>7. Admit.</div> <div>8. Ld. Counsel for the respondents seeks and is allowed four weeks’ time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</div> <div>9. List on 21.05.2025.</div> <div>(Vice Admiral Atul Kumar Jain) Member (A)</div> <div>(Justice Anil Kumar) Member (J)</div> <div>RK/-</div>

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

(Sl. No. 4)

O.A. No. 193 of 2025 with M.A. No. 229 of 2025

Ex LEMP B.P. SinghApplicant
By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate

Versus

Union of India & OthersRespondents
By Legal Practitioner for Respondents : Ms. Pushpa Bhatt, Advocate

Notes of the Registry	Orders of the Tribunal
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Ms. Pushpa Bhatt, Ld. Counsel for the respondents are present through virtual mode.</div> <div>2. This Original Application has been filed for grant of disability element to the applicant.</div> <div>3. Heard the Id. counsel for the parties and perused the records.</div> <div>4. There is delay of more than 40 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div> <div>5. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div> <div>6. List on 21.05.2025.</div> <div>(Vice Admiral Atul Kumar Jain) Member (A)</div> <div>(Justice Anil Kumar) Member (J)</div> <div>RK/-</div>

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

(Sl. No. 5)

O.A. No. 194 of 2025 with M.A. No. 230 of 2025

Lt. Col. Nidhikant Dhyani (Retd)

Applicant

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

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents : Ms. Pushpa Bhatt, Advocate

Notes of the Registry	Orders of the Tribunal
	<p><u>07.03.2025</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Ms. Pushpa Bhatt, Ld. Counsel for the respondents are present through virtual mode.</p> <p><u>M.A. No. 230 of 2025</u></p> <p>2. Heard the ld. counsel for the parties and perused the records.</p> <p>3. There is delay of 02 years 06 months and 02 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. Cause of delay shown in the affidavit annexed with the delay condonation application are sufficient to condone the delay. Delay is condoned.</p> <p>4. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 194 of 2025</u></p> <p>5. This application has been filed against the recovery from the applicant by order dated 16.01.2025 of PCDA (O), Pune and for refund of the recovery amount from the applicant.</p> <p>6. Ld. Counsel for the applicant submits that illegal recovery has been made from the applicant after his retirement.</p> <p>7. Case needs adjudication.</p> <p>8. Admit.</p> <p>9. Ld. Counsel for the respondents seeks and is allowed four weeks' time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>10. List on 21.05.2025.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="352 2395 821 2464"> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> </div> <div data-bbox="834 2395 1476 2464"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 6)
O.A. No. 195 of 2025 with M.A. No. 231 of 2025

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

Applicant

Union of India & Others
By Legal Practitioner for Respondents : Ms. Pushpa Bhatt, Advocate

Versus

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Ms. Pushpa Bhatt, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of more than 13 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>4. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div><div>5. List on 21.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 7)
O.A. No. 196 of 2025 with M.A. No. 232 of 2025

Ex Sub Laxman Singh

Applicant

By Legal Practitioner for the Applicant : Shri Kishore Rai, Advocate
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
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div><div>M.A. No. 232 of 2025</div><div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of 04 months and 03 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. Cause of delay shown in the affidavit annexed with the delay condonation application are sufficient to condone the delay. Delay is condoned.</div><div>4. Delay condonation application stands disposed off.</div></div><div>O.A. No. 196 of 2025</div><div><div>5. This application has been filed for grant of promotion and payment of arrears of salary to the applicant.</div><div>6. Case needs adjudication.</div><div>7. Admit.</div><div>8. Ld. Counsel for the respondents seeks and is allowed four weeks’ time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</div><div>9. List on 21.05.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div><div>RK/-</div></div>

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

(Sl. No. 8)

O.A. No. 197 of 2025 with M.A. No. 233 of 2025

Ex Rfn Ravindra ThapaApplicant

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

Versus

Union of India & OthersRespondents

By Legal Practitioner for Respondents : Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div><div>M.A. No. 233 of 2025</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of 07 years 11 months and 17 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>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.</div><div>5. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</div><div>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 Union of India and Others Vs. Tarsem Singh (2008 (8) SCC 646), delay is condoned. Delay condonation application stands disposed of.</div><div>O.A. No. 197 of 2025</div><div>7. This application has been filed for grant of disability pension. It is submitted by the Ld. Counsel for the applicant that applicant’s claim has been wrongly rejected by the respondents.</div><div>8. Case needs adjudication.</div><div>9. Admit.</div></div>

	<p>10.Ld. Counsel for the respondents seeks and is allowed four weeks' time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11. List on 22.05.2025.</p> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <p>RK/-</p>
--	---

(Sl. No. 9)

Notes of the Registry	Orders of the Tribunal
	<p><u>07.03.2025</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</p> <p><u>M.A. No. 234 of 2025</u></p> <p>2. Heard the Id. counsel for the parties and perused the records.</p> <p>3. There is delay of 02 years 06 months and 02 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. Cause of delay shown in the affidavit annexed with the delay condonation application are sufficient to condone the delay. Delay is condoned.</p> <p>4. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 198 of 2025</u></p> <p>5. This application has been filed for grant of disability element of disability pension. It is submitted by the Ld. Counsel for the applicant that applicant's claim has been wrongly rejected by the respondents.</p> <p>6. Case needs adjudication.</p> <p>7. Admit.</p> <p>8. Ld. Counsel for the respondents seeks and is allowed four weeks' time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>9. List on 22.05.2025.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="352 2225 821 2290"> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> </div> <div data-bbox="834 2225 1476 2290"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div>

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

(Sl. No. 10)

O.A. No. 199 of 2025 with M.A. No. 235 of 2025

Ex Hav Prem Lal

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
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. This original application has been filed for grant of 3rd MACP to the applicant.</div><div>3. Heard the Id. counsel for the parties and perused the records.</div><div>4. There is delay of more than 24 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>5. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div><div>6. List on 22.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>RK/-</div>

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

O.A. No. 200 of 2025 with M.A. No. 236 of 2025

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

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div><div>M.A. No. 236 of 2025</div><div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of 11 years 10 months and 17 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application. Cause of delay shown in the affidavit annexed with the delay condonation application are sufficient to condone the delay. Delay is condoned.</div><div>4. Delay condonation application stands disposed off.</div><div>O.A. No.200 of 2025</div><div><div>5. This application has been filed for grant of retiring gratuity to the applicant.</div><div>6. Case needs adjudication.</div><div>7. Admit.</div><div>8. Ld. Counsel for the respondents seeks and is allowed four weeks’ time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</div><div>9. List on 23.05.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div></div></div></div>
	RK/-

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

(Sl. No.12)

O.A. No. 202 of 2025 with M.A. No. 238 of 2025

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

Versus

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

Notes of the Registry	Orders of the Tribunal
	<p><u>07.03.2025</u> <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, 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 through virtual mode.</p> <p>2. Heard the Id. counsel for the parties and perused the records.</p> <p>3. There is delay of more than 14 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</p> <p>4. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</p> <p>5. List on 23.05.2025.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>

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

(Sl. No. 13)

O.A. No. 203 of 2025 with M.A. No. 239 of 2025

Nk Devi Datt (Retd)

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
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present through virtual mode.</div> <div>2. Heard the Id. counsel for the parties and perused the records.</div> <div>3. There is delay of more than 14 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div> <div>4. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div> <div>5. List on 23.05.2025.</div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>RK/-</div>

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

(Sl. No. 14)

O.A. No. 204 of 2025 with M.A. No. 240 of 2025

Ex Sep Bahadur 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
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div><div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of more than 44 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>4. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div><div>5. List on 23.05.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div><div>RK/-</div></div>

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

(Sl. No. 15)

O.A. No. 205 of 2025 with M.A. No. 241 of 2025

Ex Nk Khushal 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
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. There is delay of more than 18 years in filing of this Original Application. Ld. Counsel for the applicant has filed delay condonation application.</div><div>4. Ld. Counsel for the respondents prays for and is allowed four weeks’ time to seek instructions and to file objection, if any, to the delay condonation application.</div><div>5. List on 23.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 16)

M.A. No. 210 of 2025 Inre: Ex-A. No. 339 of 2023 & Inre: O.A. No. 180 of 2022

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

Applicants

Versus

Ex Sub Rampal Singh Rawat
By Legal Practitioner for Respondent : Shri Kishore Rai, Advocate

Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Rajesh Sharma, Ld. Counsel for the applicants-UoI (Respondents in the O.A) and Shri Kishore Rai, Ld. counsel for the respondent (Applicant in the O.A) are present through virtual mode.</div><div>2. This application has been moved by the respondents of the O.A for recall of the order passed in O.A No. 180 of 2022.</div><div>3. Heard the Id. counsel for the parties and perused the records.</div><div>4. During the course of hearing, Id. counsel for the applicant (respondents of the O.A) submits that he is not pressing this recall application.</div><div>5. Accordingly, the instant recall application is rejected as ‘Not Pressed’.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 17)

M.A. No. 211 of 2025 Inre: Ex.A No. 343 of 2023 Inre: O.A. No. 713 of 2021

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

Applicants

Versus
Visha Devi M/o late Rfn Nandan Singh
By Legal Practitioner for Respondent : Shri Kishore Rai, Advocate

Respondent

Notes of the Registry	Orders of the Tribunal
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Neeraj Upreti, Ld. Counsel for the applicants-Union of India and Shri Rajesh Sharma, Ld. Counsel for the respondent (Applicant in the O.A) are present through virtual mode.</div><div>2. This application has been moved by the respondents of the O.A to recall the order dated 12.03.2024 and 10.09.2024 passed in Execution application No. 343 of 2023 by which costs have been imposed on the respondents for delaying the compliance. He submits that compliance affidavit has been filed on behalf of the respondents and delay was not intentional.</div><div>3. Costs have been imposed on the respondents for delaying the implementation of the order. There is no sufficient ground to recall the order.</div><div>4. Hence, the instant recall application is rejected.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 18)

M.A. No. 212 of 2025 Inre: O.A. No. 138 of 2022

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

Applicants

Versus

Ex Nk Kushal Singh
By Legal Practitioner for Respondent : Shri Kishore Rai, Advocate

Respondent

Notes of the Registry	Orders of the Tribunal
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri Rajesh Sharma, Ld. Counsel for the applicants-Uol (Respondents in the O.A) and Shri Kishore Rai, Ld. counsel for the respondent (Applicant in the O.A) are present through virtual mode.</div> <div>2. This application has been moved by the respondents of the O.A to recall the order passed in Original application No. 138 of 2022.</div> <div>3. Ld. counsel for the applicant prays for and is granted two weeks time to file objection, if any, to the recall application filed on behalf of the respondents of the O.A.</div> <div>4. List on 22.05.2025.</div> <div>(Vice Admiral Atul Kumar Jain) Member (A)</div> <div>(Justice Anil Kumar) Member (J)</div> <div>RK/-</div>

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

(Sl. No. 19)

Ex-A. No. 53 of 2023 Inre: O.A. No. 178 of 2022

L/NK Naresh Naudiyal
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
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. Compliance affidavit has already been filed on behalf of the respondents. Applicant was granted time to file objection which has not been filed.</div><div>4. Ld. counsel for the applicant prays for and is granted further two weeks time as a last opportunity to file objection, if any, to the compliance affidavit.</div><div>5. List on 22.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 20)

Ex-A. No. 365 of 2024 Inre: O.A. No. 1161 of 2023

Ex Sep Bhuwan 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
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Rajesh Sharma, Ld. Counsel for the respondents are present through virtual mode.</div> <div>2. Compliance affidavit filed on behalf of the respondents is taken on record.</div> <div>3. Ld. counsel for the respondents submits that the order has been complied with and nothing remains in the matter to adjudicate.</div> <div>4. Ld. counsel for the applicant conceded with the fact that the order has been complied with.</div> <div>5. Since the order has been complied with, the instant execution application is disposed of in full satisfaction.</div> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <div>RK/-</div>

(Sl. No. 21)

Notes of the Registry	Orders of the Tribunal
	<p><u>07.03.2025</u> <u>Hon'ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon'ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</p> <p>2. Compliance affidavit filed by the respondents is available on record. Time was granted to the applicant to file objection which has not been filed.</p> <p>3. Today, recall application has also been moved by the respondents.</p> <p>4. Ld. counsel for the applicant prays for and is granted two weeks further time as a last opportunity to file objection, if any, to the compliance affidavit and four weeks further time to file objection to the recall application.</p> <p>5. List this case alongwith recall application on 22.05.2025.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> </div> <div style="text-align: center;"> <p>(Justice Anil Kumar) Member (J)</p> </div> </div> <p>RK/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 22)

M.A. No. 1042 of 2024 with M.A. No. 1043 of 2024 Inre: T A No. 45 of 2012

Laxman Singh Athani
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>07.03.2025 <u>Hon’ble Mr. Justice Anil Kumar, Member (J)</u> <u>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</u></p> <p>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</p> <p>2. This application has been moved by the applicant for recall of the order dated 14.05.2013 passed in TA No. 45 of 2012. There is delay of 11 years 02 months and 27 days in moving this application. Delay condonation application (M.A No. 1042 of 2024) has been moved by the applicant for condoning the delay in moving the recall application to which objection has been filed by the respondents.</p> <p>3. Heard the Id. counsel for the parties and perused the records.</p> <p>4. Ld. counsel for the applicant submits that delay is not deliberate but due to the reasons shown in the delay condonation application. It is further submitted that application could not be filed within limited time because of lack of information about dismissal of the case to the applicant.</p> <p>5. It is further submitted that applicant is seeking direction on the Reservist Pension which is a pensionary matter in which bar of limitation does not apply. Applicant is residing in a very remote area of district Bhageshwar, Uttarakhand and is not well versant with the proceedings of the Court.</p> <p>6. Ld. counsel for the respondents vehemently opposed the prayer of condonation of delay in filing the recall application and submitted that long delay of more than 11 years has not properly explained by the applicant. Law is lenient for those who are vigilant to seek remedy and have some reasonable cause for delay. In this case, there is no reasonable cause for filing the recall application after such a long delay.</p>

7. There is delay of more than 11 years in filing the recall application which has not been properly explained by the applicant. The recurring cause of action is for pensionary matters but there is no recurring cause of action against the order of dismissal passed by the Court for want of prosecution. Cause of delay mentioned in the delay condonation application is not sufficient to condone such a long delay in filing the recall application. Hence, delay condonation application is rejected.
8. Accordingly, the recall application also stands rejected.

(Vice Admiral Atul Kumar Jain)
Member (A)

(Justice Anil Kumar)
Member (J)

RK/-

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

(Sl. No. 23)

O.A. No. 310 of 2023 with M.A. No. 346 of 2023

Rajendra Singh Rawat
By Legal Practitioner for the Applicant:

Shri Kishore Rai, Advocate
Shri Harish Adhikari, Advocate

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents:

Shri Neeraj Upreti, Advocate

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. Ld. counsel for the respondents submits that this O.A is not maintainable before this Tribunal because there is no jurisdiction to this Tribunal to hear the case.</div><div>4. Ld. counsel for the respondents further submits that he has filed detailed objection regarding maintainability of this O.A before this Bench.</div><div>5. Ld. counsel for the applicant prays for and is granted four weeks time to file reply to the objection filed by the respondents.</div><div>6. List on 22.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div> <div>RK/-</div>

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

(Sl. No. 24)

O.A. No. 1158 of 2023

Ex Pnr (Reservist) Ranjit Singh Pundir
By Legal Practitioner for the Applicant: Shri N K Papnoi, Advocate
Shri Vijay Laxmi, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div><div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div><div><div>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 through virtual mode.</div><div>2. Heard the Id. counsel for the parties and perused the records.</div><div>3. Applicant was granted time to file rejoinder affidavit which has not been filed.</div><div>4. Ld. counsel for the applicant submits that he has prepared the rejoinder affidavit but due to virtual hearing of the case he could not file the rejoinder affidavit. He prays for and is granted a last opportunity of two weeks to file rejoinder affidavit.</div><div>5. List on 22.05.2025.</div></div><div><div>(Vice Admiral Atul Kumar Jain) Member (A)</div><div>(Justice Anil Kumar) Member (J)</div></div><div>RK/-</div></div>

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

(Sl. No. 25)

O.A. No. 1159 of 2023 with M.A. No. 1607 of 2023

Ex Sep Madan Singh

Applicant

By Legal Practitioner for the Applicant: Shri Rajendra Arya, Advocate

Versus

Union of India & Others

Respondents

By Legal Practitioner for Respondents: Shri Neeraj Upreti, Advocate

Notes of the Registry	Orders of the Tribunal
	<div><div>07.03.2025</div><div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div><div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div></div> <div><div>1. On the case being taken up for hearing Shri Rajendra Arya, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div><div>2. There is delay of more than 25 years in filing this O.A. Delay condonation application has been filed by the applicant to which objection has been filed by the respondents.</div><div>3. Applicant was granted time to file reply which has not been filed. Ld. counsel for the applicant prays for and is granted a last opportunity to two weeks to file reply.</div><div>4. List on 22.05.2025.</div></div> <div><div>(Vice Admiral Atul Kumar Jain)</div><div>Member (A)</div><div>(Justice Anil Kumar)</div><div>Member (J)</div></div> <div>RK/-</div>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
(CIRCUIT BENCH AT NAINITAL)
(Through Video Conferencing)
(Sl. No. 26)

O.A. No. 936 of 2024 with M.A. No. 1044 of 2024

Ex Nk Mahavir Singh
By Legal Practitioner for the Applicant: Shri Kishore Rai, Advocate

Applicant

Versus

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

Respondents

Notes of the Registry	Orders of the Tribunal
	<div>07.03.2025</div> <div>Hon’ble Mr. Justice Anil Kumar, Member (J)</div> <div>Hon’ble Vice Admiral Atul Kumar Jain, Member (A)</div> <div>1. On the case being taken up for hearing Shri Kishore Rai, Ld. Counsel for the applicant and Shri Neeraj Upreti, Ld. Counsel for the respondents are present through virtual mode.</div> <div>M.A. No. 1044 of 2024</div> <div>2. Heard the ld. counsel for the parties and perused the records.</div> <div>3. There is delay of 18 years and 10 days in filing of Original Application. Ld. Counsel for the applicant has filed delay condonation application to which the objection has also been filed by the respondents.</div> <div>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.</div> <div>5. Ld. Counsel for the respondents submits that delay has not been properly and satisfactorily explained on day-to-day basis.</div> <div>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 Union of India and Others Vs. Tarsem Singh (2008 (8) SCC 646), delay is condoned. Delay condonation application stands disposed of.</div> <div>O.A. No. 936 of 2024</div> <div>7. This application has been filed for grant of disability pension. It is submitted by the Ld. Counsel for the applicant that applicant’s claim has been wrongly rejected by the respondents.</div> <div>8. Case needs adjudication.</div> <div>9. Admit.</div>

	<p>10.Ld. Counsel for the respondents seeks and is allowed four weeks' time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>11.List on 22.05.2025.</p> <p>(Vice Admiral Atul Kumar Jain) Member (A)</p> <p>(Justice Anil Kumar) Member (J)</p> <p>RK/-</p>
--	--