

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI <u>OA (A)-32/2024</u></p> <p>1.</p> <p>Sgt Mridul Kanti Sinha</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant P K Roy Choudhury NG Kundu R Saha M Baishya</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>In this matter, the applicant prayed for reinstatement in to service with all consequential service benefits by setting aside/quashing the order for dismissal</p> <p>The matter contains points for adjudication.</p> <p>O.A. is admitted.</p> <p>Mr.P.K.Garodia, learned counsel for the respondents has taken notice on behalf of the respondents. Respondents may file their reply within 6(six) weeks.</p> <p>List the matter after four (6) six weeks, subject to availability of Bench.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="464 1823 932 1944"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A) Mc/gm/lb</p> </div> <div data-bbox="1070 1816 1458 1895"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">2. <u>OA-33/2024</u></p> <p>Brig Lalphrakpam Ibotombi Singh Yudh Seva Medal (Retired)</p> <p style="text-align: right;">Applicant By legal practitioners for Applicant Vipin Kumar S Bora Pranjal Bora</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">Respondents By legal practitioner for Respondents Mr.P.J.Barman , CGSC</p> <p><u>CORAM :</u> HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>In this matter, the applicant has prayed for compensation for delayed payment of retirement gratuity along with accrued interest.</p> <p>The matter contains points for adjudication.</p> <p>Admit.</p> <p>Mr.P J Barman, learned counsel for the respondent has accepted notice on behalf of the respondents and seeks time to file the reply.</p> <p>Reply be filed within 4 (four) weeks.</p> <p>List the case after 4 (four) weeks when the Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="483 1816 940 1890" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> </div> <div data-bbox="1078 1816 1458 1890" style="width: 45%;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div> <p>Mc/gm/lb</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI <u>OA-11/2024</u></p> <p><u>3.</u></p> <p>Smt Priyanka Hazarika Nair</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Subrata Nath Fahad Faridi Gaurab J Sharma Kunjalata Das Bhanita Bora</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Learned Counsel for the respondents submits that Counter Affidavit shall be filed within 2 weeks as some instructions have been received, which shall be incorporated in the affidavit.</p> <p>As prayed for, let the Counter Affidavit be filed within 2 weeks.</p> <p>Applicant may file rejoinder, if any, on the next date.</p> <p>The matter be listed when the Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="464 1713 919 1861"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> <p>Mc/gm/lb</p> </div> <div data-bbox="1054 1713 1445 1783"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p><u>5.</u> <u>OA-14/2023</u></p> <p>Lt Col T Moaba Amer (Retd)</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Heard Mr A.R.Tahbildar, learned counsel for the applicant and Mr P.J..Barman, learned counsel for the respondents.</p> <p>Original Application is allowed.</p> <p>For orders, see our Order passed on separate Sheets.</p> <p>Misc application(s), pending if nay, shall be treated to have been disposed of.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="499 1816 943 1895" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> </div> <div data-bbox="1059 1816 1445 1895" style="width: 45%;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">6 <u>OA-14/2024</u> With MA-13/2024</p> <p>Ex Rect Lallian Chin</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>In this matter, the counter affidavit has been filed on 5.9.2024. Learned Counsel for the applicant submits that he may file rejoinder, if need so arises.</p> <p>The matter be listed for filing rejoinder, if any, and for final arguments after 4 (four) weeks, when the Bench is available next.</p> <p>(Lt Gen P. Gopalakrishna Menon) Member (A)</p> <p>(Justice Shailendra Shukla) Member (J)</p> <p>Mc/gm/lb</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>7 <u>OA-14/2023</u></p> <p>Lt Col T Moaba Amer (Retd)</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p style="text-align: center;">Final arguments heard. Order shall be passed.</p> <p>(Lt Gen P. Gopalakrishna Menon) Member (A)</p> <p style="text-align: right;">(Justice Shailendra Shukla) Member (J)</p> <p>Mc/gm/lb</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">8 <u>OA-20/2023</u></p> <p>Sri Rajib Rabidas</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant BK Das HP Guwala</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</p> <p><u>CORAM :</u> HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Heard Mr. HP Guwala, learned counsel for the applicant and Mr P.J..Barman, learned counsel for the respondents.</p> <p>Original Application is dismissed.</p> <p>For orders, see our Order passed on separate Sheets.</p> <p>Misc application(s), pending if nay, shall be treated to have been disposed of.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="464 1832 916 1906" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> </div> <div data-bbox="1034 1839 1436 1912" style="width: 45%;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div> <p>Mc/gm</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">9 <u>OA-02/2023</u> <u>With MA-01/2023</u></p> <p>Ex-LD Melin Singpho</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Subrata Choudhury</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents P Sharma, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Learned Counsel for the applicant seeks time to file rejoinder. Let the same be filed within 04 (four) weeks. List the matter when the Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> <p><i>Mc/gm/lb</i></p> </div> <div style="text-align: center;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>10 <u>OA-26/2023</u></p> <p>Ex-Hav Lil Bahadur Thapa</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p style="text-align: center;">Learned Counsel for the applicant seeks time to file rejoinder.</p> <p style="text-align: center;">Let the rejoinder be filed within 04 (four) weeks</p> <p style="text-align: center;">The matter be listed after 4 (four) weeks for final arguments whenever Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="475 1787 922 1861" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> <p>Mc/gm/lb</p> </div> <div data-bbox="1058 1787 1441 1861" style="width: 45%; text-align: right;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">11 <u>OA-28/2023</u></p> <p>Ex-Hav Bhanu Dev Roy</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Heard Mr. AR Tahbildar, learned counsel for the applicant and Mr P.K Garodia, learned counsel for the respondents.</p> <p>Original Application is allowed.</p> <p>For orders, see our Order passed on separate Sheets.</p> <p>Misc application(s), pending if nay, shall be treated to have been disposed of.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="491 1809 922 1883" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> <p>mc</p> </div> <div data-bbox="1038 1809 1422 1883" style="width: 45%; text-align: right;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">12 <u>OA-25/2023</u></p> <p>Shahanas Begum</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Main Uddin Ahmed</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>The question involved in this matter pertains to grant of maintenance allowance to the wife of armed forces personnel. The larger Bench Principal Bench of Armed Forces Tribunal is in-seisin of the matter.</p> <p>The matter therefore cannot be proceeded with. Thus, simply adjourned to the next date.</p> <p style="text-align: center;">List after 06 weeks when this bench reassembles next.</p> <p>(Lt Gen P.Gopalakrishna Menon) (Justice Shailendra Shukla) Member (A) Member (J)</p> <p>Mc/gm/lb</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>13 <u>OA-40/2022</u></p> <p>Ex-Rect Mukesh Sharma & 4 others</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Hariom Gupta RK Singh RJ Sarma</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</p> <p><u>CORAM :</u> HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.</p> <p>The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.</p> <p>Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.</p> <p style="text-align: right;">Contd..2/-</p>

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Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>14 <u>OA-39/2022</u></p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>Ex-Rect Mahid Hussain & 01 other</p> </div> <div style="width: 45%; text-align: right;"> <p>..... Applicant By legal practitioners for Applicant Hariom Gupta RK Singh RJ Sarma</p> </div> </div> <p style="text-align: center;">-Versus-</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>UOI & Ors</p> </div> <div style="width: 45%; text-align: right;"> <p>..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</p> </div> </div> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.</p> <p>The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.</p> <p>Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.</p>
	Contd..2/-

-2-

Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI
15	<u>OA-14/2022</u>
	<div style="display: flex; justify-content: space-between;"> <div>Rect/MT Chandeeep Kr Baltha</div> <div>..... Applicant By legal practitioners for Applicant Hariom Gupta RK Singh</div> </div>
	-Versus-
	<div style="display: flex; justify-content: space-between;"> <div>UOI & Ors</div> <div>..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</div> </div>
	<p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p>
	<u>ORDER</u>
	<u>03.10.2024</u>
	<p>During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.</p> <p>The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.</p> <p>Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.</p>
	Contd..2/-

-2-

Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

-2-

Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI
17	<u>OA-16/2022</u>
Rect Vipin Yadav Applicant By legal practitioners for Applicant Hariom Gupta RK Singh
	-Versus-
UOI & Ors Respondents By legal practitioner for Respondents PJ Barman, CGSC
	CORAM : HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)
	<u>ORDER</u>
	<u>03.10.2024</u>
	During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.
	The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.
	Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.
	Contd..2/-

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Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>18 <u>OA-17/2022</u></p> <p>Rect Mithilesh Kr Yadav</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Harion Gupta RK Singh</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents P Sharma, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.</p> <p>The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.</p> <p>Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.</p>

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Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">19 <u>OA-18/2022</u></p> <p>Rect/BR/MT Brijesh Kr Yadav</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Harlom Gupta RK Singh</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents P Sharma, CGSC</p> <p>CORAM : HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.</p> <p>The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.</p> <p>Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.</p>

Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p>ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>20 <u>OA-19/2022</u></p> <p>Rect/Dvr/MT Rahul Singh Yadav</p> <div style="display: flex; justify-content: space-between;"> <div style="text-align: right;"> <p>..... Applicant By legal practitioners for Applicant Harlom Gupta RK Singh</p> </div> </div> <p style="text-align: center;">-Versus-</p> <div style="display: flex; justify-content: space-between;"> <div style="text-align: left;"> <p>UOI & Ors</p> </div> <div style="text-align: right;"> <p>..... Respondents By legal practitioner for Respondents P Sharma, CGSC</p> </div> </div> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of final submission, learned counsel for the applicant submitted that the applicant was not afforded any opportunity of hearing by the Enquiry Committee and no evidence was recorded and one sided verification report, containing only one page, was issued which is placed at Annexure-A of the additional affidavit filed by the respondents in the matter.</p> <p>The joint verification report is perused, which is placed at Annexure-A. However, the complete record of the Enquiry Committee is not available, so as to ascertain the process undertaken by the Committee for arriving at the conclusion.</p> <p>Respondents are directed to place before the Tribunal the complete report of the Enquiry Committee which shall include the deliberations undertaken by the committee.</p>
	Contd..2/-

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Let the same be produced within 4 (four) weeks.

List the matter after 4 (four) weeks when the Bench is available next.

(Lt Gen P. Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>21. <u>OA-16/2021</u></p> <p>Smt D Zhiiloni</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents Dipanjali Bora, CGSC</p> <p>CORAM : HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p style="text-align: center;">Final arguments heard. Order shall be passed in due course.</p> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> <p style="text-align: right;">(Justice Shailendra Shukla) Member (J)</p> <p>MC/GM/LB</p>

Notes of the Registry	Orders of the Tribunal
	ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI
23	<u>OA-01/2024</u> <u>With MA-01/2024</u>
Smtl Shangla Mao Applicant By legal practitioners for Applicant AR Tahbildar
	-Versus-
UOI & Ors Respondents By legal practitioner for Respondents PK Garodia, CGSC
	<p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of submission, learned Counsel for the applicant has submitted that there is no basis to assume that the disease of "Matastaic Adenocarcinora" was constitutional in nature as pointed out by the respondents and submits that applicant was fit on the date of enrolment in the year 1984 and it is due to the rigorous military service condition he contacted to the disease. In this connection and he referred to the Judgement of Union of India & others Vrs. Manjeet Singh (2015) 12 SCC 275.</p> <p>Learned Counsel for the respondents seeks time to produce the record which would clarify on what basis the disease of "Matastaic Adenocarcinora" is constitutional in nature. He also seeks time to peruse the aforesaid Judgement of Hon'ble Supreme Court in Union of India and Others Vs. Manjeet Singh (Supra).</p>

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Considered.

We deem it proper to grant 02 weeks time to the Respondents to produce the aforesaid records. However, no further time will be granted whatsoever.

The matter be listed after 02 (two) weeks, when this Bench is available next.

Copy of this order be given on dasti to the learned Counsel for the respondents.

(Lt Gen P.Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>25 <u>OA-18/2023</u></p> <p>Lt Col RD Sharma</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PJ Barman, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of submissions, it transpired that the applicant was awarded censure on the basis of statement made by him in the GCM proceedings which was carried out against Col V V Bhaskar. It would be appropriate to peruse the said GCM proceedings by this Tribunal.</p> <p>Let the GCM proceedings against Col V V Bhaskar be produced before this Tribunal on the next date.</p> <p>List the matter after 04 (four) weeks when the Bench is available next.</p> <p style="text-align: center;">(Lt Gen P.Gopalakrishna Menon) (Justice Shailendra Shukla) Member (A) Member (J)</p> <p><i>Mc/gm/lb</i></p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>26 <u>OA-11/2023</u></p> <p>Ex-Hav Rajni Kanta Das</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Dipamoni Kalita Alakananda Chakraborty</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents Dipanjali Bora, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Mrs. N.Deka, learned Counsel has appeared on behalf of the learned Counsel for the applicant.</p> <p>Learned Counsel for the respondents submitted that the directions passed on 04.04.2024 regarding issuance of battle causality certificate is in progress and shall be obtained and submitted for perusal by this Tribunal on the next date.</p> <p>The aforesaid procedure shall be completed within 04 (four) weeks.</p> <p>List the matter after four (4) weeks when this Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="464 1839 932 1917" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> </div> <div data-bbox="1070 1832 1449 1910" style="width: 45%; text-align: right;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div> <p>Mc/gm/lb</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>27 <u>OA-09/2023</u></p> <p>Ex-Sep Leivon Kom</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents Dipanjali Bora Subrata Dutta & Associates (appearing for Respondent No. 6), CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Learned Counsel for the applicant submits that the respondent No.5, Treasury Officer is not disbursing the service element despite letters written to him by PCDA and no objection in that regard by rest of the Respondents.</p> <p>Official note on the case record shows that despite dasti notice to the Treasury Officer was served on 24.01.2024, he has not been appearing.</p> <p>It would be appropriate to direct the Respondents to contact the Treasury Officer, Respondent No.5 asking him to submit his reply to the OA. The respondents may carry out this order with the help of local Army Unit at Imphal.</p> <p style="text-align: right;">Contd...2/</p>

Learned Counsel for the respondent No.6 submits that his presence is not required in the matter and order may be passed exempting him from being present on each and every occasion.

Considered.

We are in agreement to the oral submission of the learned Counsel for respondent No.6, and hence, we direct that presence of respondent No.6 shall not be required until and unless specifically directed by this Tribunal in future.

Copy of this order be given on dasti to the learned Counsel for the respondents.

(Lt Gen P.Gopalakrishna Menon)
Member (A)

(Justice Shailendra Shukla)
Member (J)

Mc/gm/lb

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>28 <u>OA-15/2019</u> <u>With MA-21/19</u></p> <p>Mrs Sonabi Begum</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Zahangir Hussain (Legal Aid Counsel) Moynul Hoque</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PJ Barman, RA Choudhury RA Mazumdar (Counsel for Resp No. 10), CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Mr. RA Mazumdar has appeared on behalf of the 2nd wife, Respondent No.10 and submits that he has not received the copy of the OA.</p> <p>The same be furnished to him within 07 days.</p> <p>Matter be listed for filing of reply on behalf of Respondent No.10.</p> <p>List the matter after 04 (four) weeks when the Bench is available next.</p> <p style="margin-top: 20px;">(Lt Gen P.Gopalakrishna Menon) Member (A)</p> <p style="text-align: right; margin-top: 20px;">(Justice Shailendra Shukla) Member (J)</p> <p>Mc/gm/lb</p>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI <u>OA-13/2022</u></p> <p>29</p> <p>Ex-SWR Sukumar Roy</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Rupam Jyoti Sarma Nisha Moni Borah</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia S Dutta S Haque H Das (Counsel for Resp No. 5), CGSC</p> <p><u>CORAM :</u> HON`BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON`BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of submission, the moot question arises as to whether the applicant received any intimation by way of letters dated 14.10.1997 and further 7.12.2001. Learned Counsel for the respondents submits that both the intimations to the applicant were handed over to him through Zilla Sainik Welfare Board, but the applicant's case is that he did not receive either of these letters through Zilla Sainik Welfare Board. Learned Counsel for the applicant submits that he shall produce the certificate issued by the Zila Sainik Welfare Board that no such letter was received by him and being communicated to the applicant.</p> <p>The aforesaid certificate be produced within 04 (four) weeks.</p> <p>List the matter after 4 (four) weeks when the Bench is available next.</p> <p>Copy of the order be given on dasti to the parties.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="387 1827 807 1930"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A) Mc/gm/lb</p> </div> <div data-bbox="991 1827 1337 1895"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p>30 <u>OA-36/2022</u></p> <p>Ex-Sep Kheng Thang</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant AR Tahbildar</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents Dipanjali Bora, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>During the course of hearing, learned counsel for the applicant has relied upon the judgment passed in <i>Laxmanram Poonia vs. Union of India & Ors.</i> reported in (2017)4 SCC 697.</p> <p>Learned counsel for the respondents seeks one day's time to produce another judgment passed by Hon'ble AFT, Guwahati Bench in similar matter. Allowed.</p> <p>The said judgment shall be produced by the learned counsel for the respondents by tomorrow.</p> <p>List tomorrow (4.10.2024).</p> <div style="display: flex; justify-content: space-between;"> <div>(Lt Gen P.Gopalakrishna Menon) Member (A) MC/LB</div> <div>(Justice Shailendra Shukla) Member (J)</div> </div>

Notes of the Registry	Orders of the Tribunal
	<p style="text-align: center;">ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI</p> <p style="text-align: center;">31</p> <p style="text-align: center;"><u>TA-01/2018</u> (AOO Cr 733/1998)</p> <p>Smt Rajo Devi, Widow of Late Sub Ganga Ram</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant Mehdi Alam</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents PK Garodia, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Learned counsel for the applicant submits that the copy of the written argument filed by the respondents has not been made available to him.</p> <p>Let the same be made available to him during the course of the day.</p> <p>List the matter for final argument when the Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div data-bbox="467 1825 909 1906" style="width: 45%;"> <p>(Lt Gen P.Gopalakrishna Menon) Member (A)</p> </div> <div data-bbox="1042 1816 1406 1897" style="width: 45%; text-align: right;"> <p>(Justice Shailendra Shukla) Member (J)</p> </div> </div> <p><i>Mc/gm/lb</i></p>

Notes of the Registry	Orders of the Tribunal
	ARMED FORCES TRIBUNAL, REGIONAL BENCH, GUWAHATI
32	<u>OA(A)-24/2023</u>
	<p>Sahajan Ahmed Laskar</p> <p style="text-align: right;">..... Applicant By legal practitioners for Applicant SB Laskar HA Laskar AH Ahmed</p> <p style="text-align: center;">-Versus-</p> <p>UOI & Ors</p> <p style="text-align: right;">..... Respondents By legal practitioner for Respondents Dipanjali Bora, CGSC</p> <p><u>CORAM :</u> HON'BLE MR. JUSTICE SHAILENDRA SHUKLA, MEMBER (J) HON'BLE LT GEN P GOPALAKRISHNA MENON, MEMBER (A)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>03.10.2024</u></p> <p>Learned Counsel for the applicant seeks time to file rejoinder.</p> <p>Same be filed within 04 (four) weeks.</p> <p>List the matter for final argument after four (4) weeks when the Bench is available next.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div>(Lt Gen P.Gopalakrishna Menon) Member (A)</div> <div>(Justice Shailendra Shukla) Member (J)</div> </div> <p>Mc/gm/lb</p>