

**HIGH COURT OF MADHYA PRADESH : JABALPUR
FULL BENCH - I (Time 10:30 AM)**

Daily Cause List dated : 28-03-2017

**BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE J.K. MAHESHWARI & HON'BLE SHRI JUSTICE ANURAG KUMAR
SHRIVASTAVA**

Court Room No.: 1

NOTE :

DUE TO RE-CONSTITUTION OF FULL BENCH, HON'BLE BENCH WAS NOT ASSEMBLED ON 23-03-2017

MOTION HEARING

[FRESH (FOR ADMISSION) - CIVIL CASES]

SN	Case No	Petitioner / Respondent	Petitioner/Respondent Advocate
1	WA 950/2015	DR. S.C. JAIN Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others Relief - TO SET-ASIDE THE ORDER DT. 09-12-2015 (ANN. A-1). {Fixed Date/SPC} 1. WHETHER IN VIEW OF THE PROVISIONS OF STATUTE 28OF THE COLLEGE CODE AS AMENDED AND BROUGHT INTOFORCE W.E.F. 7TH JANUARY, 2004 AND WHETHER IN VIEWOF THE PROVISIONS OF U. G. C. REGULATION 2010,TEACHERS WORKING IN THE AIDED PRIVATE INSTITUTES ARE ALSO ENTITLED TO THE BENEFIT OF HAVING THEIR AGE OFSUPER-ANNUATION FIXED AT 65 AS IS APPLICABLE IN THECASE OF GOVERNMENT TEACHERS ? 2. WHETHER THE CO-ORDINATE BENCH OF THIS COURTWHILE DECIDING THE WRIT APPEAL IN THE CASE OF DR.ARUN KUMAR HAS LAID DOWN THE PRINCIPLE CORRECTLY ?	ABHAY PANDEY, L. C. PATNE ADVOCATE GENERAL, SWAPNIL GANGULY[R-1][AG][R-2][AG]
1.1	Connected WA 168/2016	DR. PURSHOTTAM SINGH Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Reduction in the Age of Retirement Relief - FOR SETTING ASIDE THE IMPUGNED ORDER DT. DT. 07-01-2016 {Fixed Date/SPC} [FOR ADMISSION]	DILEEP KUMAR PANDEY, SUNIL KUMAR TIWARI ADVOCATE GENERAL, SMT. NIRMALA NAYAK[R-3], SMT. SUSHMA PANDEY[R-3], PRIYANKA MISHRA[R-3], RAM SWAROOP PATEL[R-3]
1.2	Linked WA 343/2016	DR. R.S. SOHANE Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Superannuation-17145 Relief - FOR SETTING ASIDE THE ORDER IMPUGNED {Fixed Date/SPC} FOR ADMISSION AND IA NO.8656/2016-STAY APPLICATION AND IA NO.9136/2016-FOR DISMISSAL OF WA AND IA NO.9992/2016-DOCUMENT TAKEN ON RECORD AND IA NO.14868/2016-APPLICATION FOR INTERVENE IN THE MATTER	BHANU PRATAP YADAV, DEVDATT BHAVE ADVOCATE GENERAL, ABHILASH KUMAR DEY[INT]
1.3	Linked WA 346/2016	DR. AJIT KUMAR JAISWAL Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others Relief - TO SET ASIDE THE ORDER DTD. 29/03/16, PASSED IN W.P. 17905/14 {Fixed Date/SPC} FOR ADMISSION	SANJAY AGRAWAL, RAJESH KUMAR UPADHYAY, PRAMOD KUMAR SAHU, ANUJ AGARWAL, ANURAG DUBEY, VAIBHAV JAIN ADVOCATE GENERAL, SANDEEP KUMAR SHUKLA[R-7], ASST SOLICITOR GENERAL[R-6]
1.4	Connected WA 492/2016	DR. LALIT DAVE Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Different Ages For Different Categories Relief - TO SET ASIDE THE ORDER DT 12-07-2016 PASSED IN WP.NO.21637/2015. {Fixed Date/SPC} FOR ADMISSION AND IA NO.10790/2016-STAY APPLICATION	ABHAY PANDEY, L. C. PATNE ADVOCATE GENERAL
1.5	Connected WA 536/2016	MOHD. NASEEB QUERASHI Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO OTHERS-17200 - Superannuation-17245 - Different Ages For Different Categories Relief - FOR SETTING ASIDE THE ORDER IMPUGNED {Fixed Date/SPC} FOR ADMISSION	SANJAY AGRAWAL, RAJESH KUMAR UPADHYAY, PRAMOD KUMAR SAHU, ANUJ AGARWAL, VAIBHAV JAIN ADVOCATE GENERAL
1.6	Connected WA 557/2016	DR. J.P. CHOURASIYA Versus THE UNION OF INDIA SERVICE RELATING TO OTHERS-17200 - Superannuation-17245 - Others Relief - TO SET ASIDE THE IMPUGNED ORDER DT. 12/07/2016 IN WP NO. 7163/2015 {Fixed Date/SPC} ADMISSION AND IA NO.14324/2016-STAY APPLICATION AND IA NO.14325/2016-AMENDMENT IN RECORD	ARUBENDRA SINGH PARIHAR, ANUJ SINGH, VIKAS TIWARI , SHIVENDRA PANDEY[R-5], A RAJESHWAR RAO[R-5][R-6][R-6]
1.7	Connected WA 591/2016	ACHYUTA NAND SHUKLA Versus THE STATE OF MADHYA PRADESH SERVICE RELATING TO OTHERS-17200 - Superannuation-17245 - Superannuation-17245 Relief - TO SET ASIDE THE IMPUGNED ORDER DD. 12/07/16, PASSED IN W.P. 2938/16. {Fixed Date/SPC} FOR ADMISSION	RAM BABU DUBEY, ANURAG DUBEY, SUSHIL KUMAR SHUKLA ADVOCATE GENERAL, BRAJESH UPADHYAY[R-3], PRASHANT SINGH[R-3], MALA SINGH[R-3], MANAS MANI VERMA[R-3], RUCHIKA PANDEY[R-3], SAURABH PARMAR[R-3]

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BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE J.K. MAHESHWARI & HON'BLE SHRI JUSTICE ANURAG KUMAR SHRIVASTAVA

- 1.8 **Connected**
WA 667/2016
- DR. JACOB THUDIPARA
CHANDRAKANT PATNE, L. C. PATNE, RAJOO K. PANDAGRE, NEERAJA L.C. PATNE
- Versus
HIGHER EDUCATION DEPARTMENT
ADVOCATE GENERAL
SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
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- 1.9 **Connected**
WA 668/2016
- DR. (SMT.) KUMUD MODI
CHANDRAKANT PATNE, L. C. PATNE, NEERAJA L C PATNE
- Versus
HIGHER EDUCATION DEPARTMENT
ADVOCATE GENERAL
SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Superannuation-17145
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
-
- 1.10 **Connected**
WA 669/2016
- DR. SANTBIR SINGH BHATIA
MANURAJ SINGH, PAVAN SHARMA, NAR SINGH, ANAND PATHAK, ABHILASH KUMAR DEY[P-1]
- Versus
HIGHER EDUCATION DEPARTMENT
ADVOCATE GENERAL, AJINNKYA DAGAONKAR[R-5], SATISH MAHADEO DAGAONKAR[R-5], SUNIL ALERIYA[R-4], MADHURI SHARAN UDASI[R-4], KANTESH KUMAR GUPTA[R-4], ROHIT KUMAR MANGAL[R-1][R-2]
- SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
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- 1.11 **Connected**
WA 670/2016
- DR. NIHAR GITE
MANURAJ SINGH, ANAND PATHAK, NAR SINGH, PAVAN SHARMA, ABHILASH KUMAR DEY[P-1]
- Versus
THE STATE OF MADHYA PRADESH
ADVOCATE GENERAL
RESIDUARY MATTERS-19800 - RESIDUARY MATTERS-19800 - RESIDUARY MATTERS-19800
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
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- 1.12 **Connected**
WA 671/2016
- DR. ARVIND PAL
MANURAJ SINGH, ANAND PATHAK, NAR SINGH, PAVAN SHARMA, ABHILASH KUMAR DEY[P-1]
- Versus
HIGHER EDUCATION DEPARTMENT
ADVOCATE GENERAL
SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
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- 1.13 **Connected**
WA 672/2016
- DR. R.G.VARMA
MANURAJ SINGH, ANAND PATHAK, NAR SINGH, PAVAN SHARMA, ABHILASH KUMAR DEY[P-1]
- Versus
THE STATE OF MADHYA PRADESH
ADVOCATE GENERAL, ROMIL MALPANI[R-4], OM PRAKASH MALPANI[R-4], PUSHYAMITRA BHARGAV[R-3], ROHIT KUMAR MANGAL[R-1][R-2][R-3][R-4][R-5], AJINNKYA DAGAONKAR[R-5], SATISH MAHADEO DAGAONKAR[R-5], (Dr.) MANOHAR LAL DALAL[R-4], VIVEK DALAL[R-4], ABHA DALAL[R-4], ROHIT GUPTA[R-4], LOKENDRA JOSHI[R-4], AMAR NATH YADAV[R-4], ARTI SHRIVASTAVA[R-4]
- SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Reduction in the Age of Retirement
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
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- 1.14 **Connected**
WA 673/2016
- DR. PRADIP KUMAR DUBEY
CHANDRAKANT PATNE, L. C. PATNE, NEERAJA L C PATNE
- Versus
THE STATE OF MADHYA PRADESH
ADVOCATE GENERAL
SERVICE RELATING TO OTHERS-17200 - Voluntary Retirement-17248 - Voluntary Retirement-17248
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION AND IA NO.16293/2016-AMENDMENT IN RECORD
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- 1.15 **Connected**
WA 674/2016
- DR. SURESH CHANDRA JAIN
CHANDRAKANT PATNE, L. C. PATNE, NEERAJA LC PANTE, URMILA PANTE
- Versus
THE STATE OF MADHYA PRADESH
ADVOCATE GENERAL
TOWN PLANNING-18900 - Bhopal Development Authority-18924 - Bhopal Development Authority-18924
SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
-
- 1.16 **Connected**
WA 675/2016
- DR.(SMT.) USHA TIWARI
CHANDRAKANT PATNE, L. C. PATNE, NEERAJA L C PATNE, RAJOO K. PANDAGRE
- Versus
HIGHER EDUCATION DEPARTMENT
ADVOCATE GENERAL
SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION
-
- 1.17 **Connected**
WA 676/2016
- DR.SUBHASH GUPTA
MANURAJ SINGH, ANAND PATHAK, NAR SINGH, PAVAN SHARMA, ABHILASH KUMAR DEY[P-1]
- Versus

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BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE J.K. MAHESHWARI & HON'BLE SHRI JUSTICE ANURAG KUMAR SHRIVASTAVA

HIGHER EDUCATION DEPARTMENT
ADVOCATE GENERAL, VIVEK DALAL[R-4], AMAR NATH YADAV[R-4], (Dr.)
MANOHAR LAL DALAL[R-4], LOKENDRA JOSHI[R-4], ROHIT GUPTA[R-4], ARTI
SHRIVASTAVA[R-4], ROHIT KUMAR MANGAL[R-1][R-2], AJINKYA
DAGAONKAR[R-5], SATISH MAHADEO DAGAONKAR[R-5][R-3]

SERVICE RELATING TO STATE GOVT.-17100 - Salary Matter-17140 - Denial/Fitness in Revised/Fixation/Option in Revised Pay Scale
Relief - APPEAL MAY KINDLY BE ALLOWED and SET ASIDE THE IMPUGNED ORDER.
{Fixed Date/SPC} FOR ADMISSION

1.18 **Connected**
WA 885/2016

JAI GOPAL DWIVEDI ABHAY PANDEY, L. C. PATNE

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL, , ADVOCATE GENERAL[R-1]

SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Others
Relief - TO SET ASIDE THE ORDER DTD. 29/03/16, PASSED IN W.P. 8883/11.
{Fixed Date/SPC} IA NO.16166/2016-LIMITATION U/S 5

1.19 **Connected**
WA 886/2016

DR SMT DEEPA KHARE ABHAY PANDEY, L. C. PATNE

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL

SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Reduction in the Age of Retirement
Relief - TO SET ASIDE THE IMPUGNED ORDER DT. 12/07/2016
{Fixed Date/SPC} IA NO.16168/2016-LIMITATION U/S 5

1.20 **Connected**
WA 887/2016

DR. R.S. DWIVEDI ABHAY PANDEY, L. C. PATNE

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL,

SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Superannuation-17145
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER DT. 12-07-2016
{Fixed Date/SPC} FOR ADMISSION

1.21 **Connected**
WA 899/2016
Adjustment

DR. S.N.DUBEY SANJIV KUMAR MISHRA, HIMANSHU MISHRA, JUBIN PRASAD, ANVESH
SHRIVASTAVA, SATISH KUMAR DIXIT

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL

SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Superannuation-17145
Relief - FOR SETTING ASIDE THE ORDER IMPUGNED and ALLOW THE PETITION
{Fixed Date/SPC} FOR ADMISSION AND IA NO.16229/2016-DOCUMENT TAKEN ON RECORD

1.22 **Connected**
WA 908/2016

DR. SMT. VIMLESH SHARMA ABHAY PANDEY, L. C. PATNE

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL, , ADVOCATE GENERAL[R-1]

SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Superannuation-17145
Relief - SET ASIDE THE IMPUGNED ORDER
{Fixed Date/SPC} IA NO.16296/2016-CONDONATION OF DELAY

1.23 **Connected**
RP 859/2016
Adjustment

DR. ARUN KUMAR SANJIV KUMAR MISHRA, JUBIN PRASAD, ANVESH SHRIVASTAVA, HIMANSHU
MISHRA, SATISH KUMAR DIXIT

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL

CIVIL PROCEDURE & LIMITATION-11300 - Code of Civil Procedure, 1908-11301 - REVIEW (ORDER 47 RULE 1 CPC).
Relief - for review the order 23/08/2016
{Fixed Date/SPC} IA NO.17090/2016-CONDONATION OF DELAY

1.24 **Connected**
WA 982/2016

SHAHNAZ JAHAN MANOJ KUMAR SHARMA, PARAG TIWARI, SIDDHARTH PATEL, MANISH
AWASTHI, AMARDEEP GUPTA, GURDEEP SINGH WADHWA

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL, ADVOCATE GENERAL[R-1][R-2][R-3]

SERVICE RELATING TO STATE GOVT.-17100 - Superannuation-17145 - Different Ages For Different Categories
Relief - TO SET ASIDE THE ORDER DTD. 29/03/16, PASSED IN W.P. 10878/14
{Fixed Date/SPC} FOR CONDONATION OF DELAY ON IA 17055/2016

TOTAL CASES : 25 (with connected matters)

PR (J) / R (J-I) / R(J-II)