HIGH COURT OF MADHYA PRADESH : JABALPUR
FULL BENCH - I (Time 10:30 AM)
Daily Cause List dated : 29-01-2021
BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE RAJEEV KUMAR DUBEY & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA
Hearing through Video Conferencing
MOTION HEARING
[DIRECTION MATTERS]

SN	Case No	Petitioner / Respondent	Petitioner/Respondent Advocate
1	**WP 04118/2020 (S)**	RATANLAL RATHORE	SAARANSH JAIN, LAVEESH SETHIA
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Increment-17130 - Increment-17130 Relief - TO SET ASIDE THE IMPUGNED ORDER {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ORDERS ON FOLLOWING QUESTION OF LAWS: A) WHETHER, THE PRONOUNCEMENT OF LAW BY THE DIVISION BENCH OF THIS COURT I.E. THE JUDGMENT DELIVERED IN WRIT APPEAL NO.717/2016 ON 10/07/2017 IS BINDING UPON ANOTHER DIVISION BENCH OF THE SAME NUMBER OF JUDGES KEEPING IN VIEW THE PRINCIPLES OF THE DOCTRINE OF BINDING PRECEDENT , ESPECIALLY WHEN IN THE SUBSEQUENT JUDGMENT DELIVERED IN WRIT APPEAL NO.363/2020 THE DIVISION BENCH HAS NOT TAKEN INTO ACCOUNT THE EARLIER JUDGMENT DELIVERED IN WRIT APPEAL NO.717/2016, MEANING THEREBY, WHETHER THE JUDGMENT DELIVERED PRIOR IN TIME BY BENCH OF SAME STRENGTH HOLDS THE FIELD AND THE SUBSEQUENT JUDGMENT DELIVERED ON THE SAME SUBJECT BY THE SAME STRENGTH OF BENCH IS NOT A BINDING PRECEDENT? B) WHETHER, THE GOVERNMENT SERVANT, WHO IS NO LONGER IN SERVICE, IS ENTITLED FOR INCREMENT AFTER HIS RETIREMENT KEEPING IN VIEW THE JUDGMENT DELIVERED IN WRIT APPEAL NO.363/2020, DECIDED ON 06/03/2020? C) WHETHER, THE GOVERNMENT SERVANT IS ENTITLED FOR INCREMENT AFTER HIS RETIREMENT AND ENHANCED PENSION, ESPECIALLY WHEN THE PENSION HAS TO BE GRANTED BY TAKING INTO ACCOUNT THE EMOLUMENTS PAID TO THE GOVERNMENT SERVANT IN THE LAST YEAR OR PART OF LAST YEAR OF HIS SERVICE AS SUCH GOVERNMENT SERVANT IN LIGHT OF MADHYA PRADESH CIVIL SERVICES (PENSION) RULES, 1976? D) WHETHER, THE DECISION IN THE CASE OF STATE OF M. P. AND OTHERS VS. RAJENDRA PRASAD TIWARI (WRIT APPEAL NO.363/2020,DECIDED ON 06/03/2020) LAYS DOWN THE CORRECT LAW?** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
1.1	**Linked (9)** **IA No. 1754/2020 - DOCUMENT TAKEN ON RECORD in WP 17065/2019 (S)** **WP/04118/2020 (M)**	SHRI RAJENDRA SINGH BAGHEL	RAHUL TRIPATHI, SHANKAR DAYAL SHUKLA, AMIT KUMAR PANDEY
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL, ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Increment-17130 - Increment-17130 Relief - DIR. THE RESP. FOR GRANTING NATIONAL INCREMENT DUE ON 01/07/2014 {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ADMISSION AND I.R. AND IA NO.1754/2020-DOCUMENT TAKEN ON RECORD** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
1.2	**Linked (9)** **WP 11715/2020 (S)** **WP/04118/2020 (M)**	YOGENDRA KUMAR PANDEY	SUDHA GOUTAM, RAJNEESH KUMAR VERMA
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Retirement Benefit Cum Pension-17139 - Retirement Benefit Cum Pension-17139 SERVICE RELATING TO STATE GOVT.-17100 - Increment-17130 - Increment-17130 Relief - direction the respondents to pay the annual increment fell due on 01/07/2011 to the petitioner with 6% interest from 01/07/2011 {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ADMISSION** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
1.3	**Linked (9)** **IA No. 7349/2020 - APPLICATION FOR REMOVING THE DEFAULT POINTED OUT in WP 13703/2020 (S)** **WP/04118/2020 (M)**	S.K. NIGAM	RAM BABU DUBEY, SUSHIL KUMAR SHUKLA, PRAGYA DIXIT
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Increment-17130 - Increment-17130 Relief - TO DIRECT THE RES. TO PAY THE ANNUAL INCREMENT WAS DUE ON 01.07.2011 TO THE PETITIONER {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **IA NO.7349/2020-APPLICATION FOR REMOVING THE DEFAULT POINTED OUT FOR DEFAULT(S) (1)FORMAT OF MEMO PETITION / APPEAL PETITION IS NOT IN PROPER FORMAT** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
1.4	**Linked (9)** **WP 13793/2020 (S)** **WP/04118/2020 (M)**	GIRRAJ PRASAD AGARWAL	VIBHOR KUMAR SAHU, ASHOK KUMAR DOHRE
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL
		When one party is court or Judicial Officer - HIGH COURT - HIGH COURT SERVICE RELATING TO HIGH COURT EMPLOYEES-17600 - Retirement Benefit Cum Pension-17639 - Retirement Benefit Cum Pension-17639 SERVICE RELATING TO HIGH COURT EMPLOYEES-17600 - Increment-17630 - Increment-17630 Relief - DIRECTED TO EXTEND THE BENEFIT OF REGULAR ANNUAL INCREMENT {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ADMISSION** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	

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BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE RAJEEV KUMAR DUBEY & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

	Linked (9)	SHUBASH PATEL	SANJAY KUMAR BAKSHI
1.5	**WP 16246/2020 (S)**		
	WP/04118/2020 (M)		
		Versus	
		STATE OF M.P.	
		SERVICE RELATING TO STATE GOVT.-17100 - Salary Matter-17140 - Salary Matter-17140 Relief - KINDLY BE DIREDTED TO RESPONDENT TO GIVE THE ANNUAL INCREMENT TO THE PETITIONERS {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ADMISSION AND I.R.** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
	Linked (9)	A.K. VERMA	SATYA PRAKASH MISHRA, VIKAS KUMAR SHARMA, GIRISH TIWARI
1.6	**WP 19937/2020 (S)**		
	WP/04118/2020 (M)		
		Versus	
		THE STATE OF M.P.	ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Increment-17130 - Increment-17130 SERVICE RELATING TO STATE GOVT.-17100 - Retirement Benefit Cum Pension-17139 - Retirement Benefit Cum Pension-17139 Relief - direction the respondents to release the petitioner annual increment of the year of 2020 wichi is due since july 2020 and fixed the revision of payscale. {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ORDERS ON THE QUESTION OF TERRITORIAL JURISDICTION OF PETITION** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
	Linked (9)	RAIS	YASH PAL RATHORE, ARCHANA MAHESHWARI, MAHAVEER JAIN
1.7	**WP 18218/2020 (S)**		
	WP/04118/2020 (M)		
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Retirement Benefit Cum Pension-17139 - Retirement Benefit Cum Pension-17139 Relief - PETITION MAY KINLDY BE ALLOWED AND APPROPRIATE DIRECTION MAY KINLDY BE ISSUED TO RESPONDENTS {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ADMISSION AND I.R.** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	
	Linked (9)	SMT. SHEELA	YASH PAL RATHORE, ARCHANA MAHESHWARI, MAHAVEER JAIN
1.8	**WP 18207/2020 (S)**		
	WP/04118/2020 (M)		
		Versus	
		THE STATE OF MADHYA PRADESH	ADVOCATE GENERAL
		SERVICE RELATING TO STATE GOVT.-17100 - Retirement Benefit Cum Pension-17139 - Others SERVICE RELATING TO STATE GOVT.-17100 - Increment-17130 - Increment-17130 Relief - PETITIONER MAY KINDLY BE ALLOWED AND APPROPRIATE DIRECTION MAY KINDLY BE ISSUED TO RESPONDENTS {FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **FOR ADMISSION AND I.R.** 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION	

TOTAL CASES : 9 (with connected matters)

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