

HIGH COURT OF MADHYA PRADESH : JABALPUR

FULL BENCH - I (Time 10:30 AM)

Daily Cause List dated : 28-11-2019

BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

Court Room No.: 1

NOTE:- 1. ALL FRESH (FOR ADMISSION) MATTERS WILL BE TAKEN FIRST BY ALL COURTS IRRESPECTIVE OF THEIR PLACE IN CAUSE-LIST.

2. CASES FOR FINAL HEARING SHALL BE TAKEN UP BY ALL THE BENCHES IMMEDIATELY AFTER COMPLETION OF MOTION HEARING EVERYDAY.

LAWYERS ARE REQUESTED TO GIVE LIST OF BOOKS TO READER IN ADVANCE.

3. THE FACILITY OF POS(POINT OF SALE) MACHINE FOR MAKING ONLINE COURT FEE IS AVAILABLE AT PRESENTATION CENTRE OF HIGH COURT OF M.P.

MOTION HEARING

[FRESH (FOR ADMISSION) - CIVIL CASES]

| SN  | Case No                           | Petitioner / Respondent  | Petitioner/Respondent Advocate   |
|-----|-----------------------------------|--|--|
| 1   | WA 00202/2012                     | M/S VANDEY MATRAM GITTI NIRMAN<br>Versus<br>MADHYA PRADESH POORV KSHETRA VIDYUT VITARM CO. LTD.  | ASHOK AGRAWAL, YOGENDRA PATEL<br>ADVOCATE GENERAL, ,P.N.VERMA(R1 TO 3), MUKESH KUMAR AGRAWAL, PREM NARAYAN VERMA |
|     |                                   | ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} MATTER IS REFERRED TO A LARGER BENCH FOR CONSIDERATION AND DECISION ON THE FOLLOWING ISSUES:- (I) WHETHER THE RATE OF ELECTRICITY DUTY, APPLICABLE TO MINES, CAN BE APPLIED AND ENFORCED UPON STONE CRUSHING UNITS THAT ARE NOT SITUATED IN AND ADJACENT TO A MINE? W.A. NO.202/2012 AND CONNECTED MATTERS - 16 - (II) WHETHER THE ELECTRICITY DUTY APPLICABLE TO MINES CAN BE IMPOSED UPON ONLY THOSE STONE CRUSHING UNITS THAT ARE ALSO INDULGING IN MINING ACTIVITIES? (III) WHETHER THE OBSERVATIONS MADE BY THE DIVISION BENCH OF THIS COURT IN THE CASE OF L.P.A. NO. 247/1998 ( M/S. VASTU VS. M.P. ELECTRICITY BOARD AND OTHERS ) OR THE DECISION RENDERED IN THE CASE OF STATE OF MADHYA PRADESH VS. M/S STUTI AND OTHERS, (W.A. NO.140/2011) LAYS DOWN THE CORRECT LAW? (IV) ANY OTHER ISSUE ARISING OUT OF THE DISPUTE RELATING TO DETERMINATION OF THE RATE OF ELECTRICITY DUTY TO BE IMPOSED UPON THE STONE CRUSHING UNITS. [ADMITTED ON : 21-08-2014] |  |
| 1.1 | <b>Connected</b><br>WA 00237/2012 | RAJENDRA GRANITE CHANDRAPURA<br>Versus<br>MADHYA PRADESH EAST ZONE ELECTRICITY DISTRIBUTION COMPANY LTD  | SURESH KUMAR NAYAK, RAJESH PATEL<br>SHRI M.K. AGRAWAL  |
|     |                                   | ELECTRICITY-12900 - Electricity Supply Act,1948-12902 - Electricity Supply Act,1948-12902<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]  |  |
| 1.2 | <b>Connected</b><br>WA 00247/2012 | M/S KRISHNA MINERALS & INDUSTRIES NEW INDUSTRIAL AREA<br>Versus<br>MADHYA PRADESH POORVA KSHETRA VIDYUT VITRAN CO. LTD.  | ANOOP SAXENA, ALPANA SAXENA, CHHOTI KUSRAM<br>ADVOCATE GENERAL, SHRI MUKESH AGRAWAL                              |
|     |                                   | ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]  |  |
| 1.3 | <b>Connected</b><br>WA 00249/2012 | M/S BUNDELKHAN ASSOCIATES, DONGA,<br>Versus<br>MADHYA PRADESH POORAVA KSHETRA VIDYUT VITRAN CO. LTD.   | ANOOP SAXENA, ALPANA SAXENA, CHHOTI KUSRAM<br>ADVOCATE GENERAL, MUKESH AGRAWAL                                   |
|     |                                   | ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]  |  |
| 1.4 | <b>Connected</b><br>WA 00250/2012 | M/S SHARDA MINERALS AND INDUSTRIES DONGA<br>Versus<br>MADHYA PRADESH POORVA KSHETRA VIDYUT VITRAN CO.LTD.  | ANOOP SAXENA, ALPANA SAXENA, CHHOTI KUSRAM<br>SHRI M.K. AGRAWAL  |

**Daily Cause List dated : 28-11-2019**

**BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA**

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.5** **Connected** **WA 00252/2012** M/S FAIR DEA MINERALS KARI ROAD ANOOP SAXENA, ALPANA SAXENA, CHHOTI KUSRAM  
ALAMPURA

Versus

MADHYA PRADESH POORVA KSHETRA ADVOCATE GENERAL, M.K. AGRAWAL  
VIDYUT VITRAN CO.LTD.

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.6** **Connected** **WA 00257/2012** SHRADDHA STONE CRUSHER RAJESH UPADHYAY, P.K.SAHU, SANTOSH YADAV, ANUJ  
AGRAWAL

Versus

MADHYA PRADESH POORVA KSHETRA M.K.AGRAWAL  
VIDYUT VITRAN CO. LTD.

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.7** **Connected** **WA 00258/2012** M/S PALI STONE CRUSHER RAJESH UPADHYAY, P.K.SAHU, SANTOSH YADAV, ANUJ  
AGRAWAL

Versus

MADHYA PRADESH POORVA KSHETRA M.K.AGRAWAL, , ADVOCATE GENERAL  
VIDYUT VITRAN COMPANY LIMITED

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER.  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.8** **Connected** **WA 00259/2012** AKHIL KUMAR JAISWAL RAJESH UPADHYAY, P.K.SAHU, SANTOSH YADAV, ANUJ  
AGRAWAL

Versus

MADHYA PRADESH POORVA KSHETRA ADVOCATE GENERAL, M.K.AGRAWAL  
VIDYUT VITRAN COM. LTD.

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER.  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.9** **Connected** **WA 00260/2012** GHAI STONE CRUSHER RAJESH UPADHYAY, P.K.SAHU, SANTOSH YADAV, ANUJ  
AGRAWAL

Versus

MADHYA PRADESH POORVA KSHETRA M.K.AGRAWAL (1-3), ADVOCATE GENERAL  
VIDYUT VITRAN COMPANY LIMITED

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER.  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.10** **Connected** **WA 00261/2012** PRATHIHAR STONE CRUSHER RAJESH UPADHYAY, P.K.SAHU, SANTOSH YADAV, ANUJ  
AGRAWAL

Versus

MADHYA PRADESH POORVA KSHETRA ADVOCATE GENERAL, M.K. AGRAWAL  
VIDYUT VITRAN CO. LTD.

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.11** **Connected** **WA 00278/2012** M/S. EASTERN MINERALS ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVA KSHETRA M.K. AGRAWAL, VIJAY PANDEY  
VIDYUT VIT.CO. LTD.

ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

**1.12** **Connected** **WA 00313/2012** M/S GURU ARJUN MINERALS SATYA PRAKASH MISHRA, V.S. MISHRA

Versus

THE STATE OF MADHYA PRADESH ADVOCATE GENERAL, MUKESH KUMAR AGRAWAL (4)

**Daily Cause List dated : 28-11-2019**

**BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA**

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.13**    **Connected**  
**WA 00321/2012**

SHREE RAM STONE CRUSHER                      ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVA KSHETRA    M.K. AGRAWAL , ADVOCATE GENERAL  
VIDYUT VITRAN CO. LTD.

ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.14**    **Connected**  
**WA 00344/2012**

M/S JAI BAJRANG GRAMOUDYOG              ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVE KSHETRA    ADVOCATE GENERAL, M.K. AGRAWAL  
VIDYUT VITRAN CO. LIMITED

ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920  
Relief - SET ASIDE  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.15**    **Connected**  
**WA 00345/2012**

JAI JAGDAMBEY STONE                      ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVE KSHETRA    ADVOCATE GENERAL, M.K. AGRAWAL  
VIDYUT VITRAN CO. LIMITED

ELECTRICITY-12900 - Electricity Supply Act,1948-12902 - Electricity Supply Act,1948-12902  
Relief - SET ASIDE  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.16**    **Connected**  
**WA 00346/2012**

BALAJI STONE CRUSHER                      ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVA KSHETRA    ADVOCATE GENERAL, M.K. AGRAWAL  
VIDYUT VITRAN CO. LIMITED

ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.17**    **Connected**  
**WA 00347/2012**

JAI HANUMAN STONE CRUSHER              ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVA KSHETRA    M.K. AGRAWAL , ADVOCATE GENERAL  
VIDYUT VITRAN CO. LTD.

ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.18**    **Connected**  
**WA 00348/2012**

M/S RADHEY RADHEY GRANITE              ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVE KSHETRA    ADVOCATE GENERAL, M.K. AGRAWAL,  
VIDYUT VITRAN CO. LIMITED

ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.19**    **Connected**  
**WA 00349/2012**

RAHI GRANITE                                      ASHOK AGRAWAL, YOGENDRA PATEL

Versus

MADHYA PRADESH POORVE KSHETRA    ADVOCATE GENERAL, M.K. AGRAWAL  
VIDYUT VITRAN CO. LIMITED

ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]

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**1.20**    **Connected**  
**WA 00477/2012**

M/S MAHAMAYA STONE CRUSHER              SATYA PRAKASH MISHRA, V.S. MISHRA

Versus

**Daily Cause List dated : 28-11-2019**

**BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA**

M.P. STATE ELECTRICITY BOARD, , PREM NARYAN VERMA (1-4), MUKESH KUMAR AGRAWAL,  
MUKESH KUMAR AGRAWAL, MUKESH KUMAR AGRAWAL,  
MUKESH KUMAR AGRAWAL

ELECTRICITY-12900 - ELECTRICITY-12900 - ELECTRICITY-12900  
Relief - FOR SETTING ASIDE THE IMPUGNED ORDER  
{Fixed Date/SPC} [ADMITTED ON : 29-04-2014]

|             |  |   |  |
|-------------|--|---|--|
| <b>1.21</b> | <b>Connected</b><br><b>WA 00587/2012</b> | M/S TRILOK SINGH KHANDUJA STONE CRUSHER<br>Versus<br>MADHYA PRADESH PURVA KSHETRA VIDYUT VITRARAN CO. LTD<br>ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920<br>Relief - QUASH THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]  | RATNAKAR PRASAD MISHRA, S.K.SHUKLA<br>ADVOCATE GENERAL, M.K. AGRAWAL   |
| <b>1.22</b> | <b>Connected</b><br><b>WA 00832/2012</b> | M/S RAM KUNWAR CONSTRUCTIN (P) LTD.<br>Versus<br>THE STATE OF MADHYA PRADESH<br>ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]   | ASHOK AGRAWAL, YOGENDRA PATEL, DEVENDRA SHUKLA<br>ADVOCATE GENERAL, M.K. AGRAWAL   |
| <b>1.23</b> | <b>Connected</b><br><b>WA 00260/2013</b> | ABHITAP KUMAR SHUKLA<br>Versus<br>CHAIRMAN CUM MANAGING DIRECTOR<br>ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]   | SATYA PRAKASH MISHRA, VIDYA SHANKAR MISHRA<br>MUKESH AGRAWAL [1&2]   |
| <b>1.24</b> | <b>Connected</b><br><b>WA 00261/2013</b> | SNS [MINERALS] LIMITED PO MAIHAR<br>Versus<br>CHAIRMAN CUM MANAING DIRECTOR<br>ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]  | SATYA PRAKASH MISHRA, VIDYA SHANKAR MISHRA<br>ADVOCATE GENERAL, MUKESH AGRAWAL [1TO3]  |
| <b>1.25</b> | <b>Connected</b><br><b>WA 00262/2013</b> | M/S BALAJI STONE CRUSHER<br>Versus<br>CHARIMAN CUM MANAGING DIRECTOR<br>ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920<br>Relief - FOR SETTING ASIDE THE IMPUGNED ORDER<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]   | SATYA PRAKASH MISHRA, VIDYA SHANKAR MISHRA<br>ADVOCATE GENERAL, MUKESH AGRAWAL [1&2]   |
| <b>1.26</b> | <b>Connected</b><br><b>WP 00051/2014</b> | M/S BALAJI STONE CRUSHER JAISWAL BHAWAN, J.R. BIRLA ROAD, KOLGAWAN, SATNA,<br>Versus<br>THE STATE OF MADHYA PRADESH<br>ELECTRICITY-12900 - Electricity Act,1910-12901 - Electricity Act,1910-12901<br>Relief - FOR QUASHING THE IMPUGNED LETTER DT. 15-06-2012,18-01-2013 & 10-04-2013 P-5,P-7 & P-8.<br>{Fixed Date/SPC} [ADMITTED ON : 21-08-2014]  | RAJESH UPADHYAY, P.K. SAHU, ANUJ AGRAWAL, ANURAG DUBEY,<br>ADVOCATE GENERAL  |
| <b>1.27</b> | <b>Connected</b><br><b>WA 00079/2016</b> | M/S ADARSH STONE COMPANY (CRUSHER)<br>Versus<br>THE STATE OF MADHYA PRADESH<br>ELECTRICITY-12900 - M.P. Electricity Duty Act, 1949-12920 - M.P. Electricity Duty Act, 1949-12920<br>Relief - TO SET ASIDE THE IMPUGNED ORDER DTD. 14/04/15<br>{Fixed Date/SPC} ADMISSION AND FOR STAY APPLICATION ON IA 1722/2016 AND FOR [APPL.FOR ANALOGOUS HEARING] ON IA 1724/2016 [ADMITTED ON : 15-11-2016] | SATYA PRAKASH MISHRA, VIDYA SHANKAR MISHRA, GIRISH TIWARI, MADHAV SHARAN PATHAK<br>ADVOCATE GENERAL, , ADVOCATE GENERAL[R-1], MUKESH KUMAR AGRAWAL[R-4][R-2][R-3][R-5] |

**TOTAL CASES : 28 (with connected matters)**

