



भारत सरकार /Government of India
खान मंत्रालय/Ministry of Mines
भारतीय खान ब्यूरो/Indian Bureau of Mines



File No. C-18023(16)/1/2022-LGL-IBM_HQ

Nagpur, Dated 31/05/2024

To,

The Section Officer,
Ministry of Mines, M-III,
Shastri Bhavan,
New Delhi.

Subject: - **Statement of pending court cases for the month of May, 2024-Reg.**

Sir,

Please find enclosed herewith the statement of court cases related to service matters those are pending in different Courts/Tribunals at the end of May, 2024. Latest status up to 31.05.2024 has also given in the said statement.

Yours faithfully,

Encl : As stated

(Dinesh Kumar)
Senior Administrative Officer

Copy for information to : -

1. The CCOM (MDR), IBM, Nagpur.
2. The Superintending Mining Geologist & Technical Secretary, IBM, Nagpur, with reference to his U.O. No. T-0024/CGBM/16, Nagpur, dated 29.09.2016.
3. The Officer in Charge, TMIS, IBM, Nagpur with a request to kindly upload in the website at download - Administration – Court Cases.

STATEMENT OF PENDING COURT CASES FOR THE MONTH OF MAY, 2024 IN INDIAN BUREAU OF MINES

S. No	Applicant's Name & Case No.	Name of Tribunal/ Court	Brief details of the case	Action taken so far by department	Next date of hearing	Name of Govt. Counsel and Mobile No.	Action required from Ministry (Yes/No)
1	2	3	4	5	6	7	8
01.	Union of India –Vs- Shri Anupam Nandi, DCOM WP(C) No.654/2010, CMAPL No.627/2019	High Court of Orissa, Cuttack	Shri. A. Nandi filed OA aggrieved by his Super-session in promotion to the post of DCOM by three officers. The CAT allowed the OA and directed for promotion w.e.f. the date of his junior so promoted.	Disposed of vide Order dated 21.08.2019. Interlocutory application sent to the ASGI, Cuttack vide R.O., IBM, Bhubaneswar letter dated 23.09.2019 to recall the Order dated 21.08.2019. CMAPL No.627/2019 has been filed for restoration of the W.P.(C).	Last date of Hearing was 21.08.2019. Next date of hearing is yet to be received.	Shri Janmejaya Katikia 9437062828	No
02.	UOI & 03 others Vs. Jaweed Ashraf and another. W.P. No. 14119/2015	High Court of Telangana	Writ petition is against CAT Order dated 27.06.2014 in OA No. 63/2014.	Disposed of on 21.06.2023. Ministry vide letter dated 28.12.2023 has approved for filing review petition. The Review petition is filed before Hon'ble High Court.	Disposed on 21.06.2023.	Shri G. Praveen Kumar, DSG 9849620900	No
03.	M.A. No. 308 of 2016 in O.A. No. 63 of 2014 filed by Shri Jaweed Ashraf, Ex RCOM.	CAT, Hyderabad	To implement the order dated 27.06.2014 of the Hon'ble Tribunal in O.A. No. 63 of 2014 by issuing proceedings of granting the Consequential benefits.	The Hon'ble CAT, Hyderabad vide Order dated 23.07.2021 adjourned sine die the M.A.	Last date of hearing was 23.07.2021. Next date of hearing is awaited.	Mrs. K. Rajitha, Sr. CGSC 9848243514	No
04.	Smt. D. H. Vairagare, ALIO Vs. UOI and others. O.A. No. 211/2226 of 2016	CAT, Mumbai Bench, Circuit Bench at Nagpur	Challenging the order dated 15.07.2009 passed by SAO, IBM, Nagpur, regarding granting financial up-gradation under 1999 ACP Scheme.	Sur-Rejoinder filed before Hon'ble CAT, Nagpur on 27.05.2021.	Next date of hearing is 24.06.2024.	Shri R.A. Gupte 9422124516	No
05.	Smt. H.K. Kumudini, W/o late N. Raju V/s UOI & others. W.P. No. 24416 of 2016	High Court of Telangana	Regarding sanctioning of family pension to the petitioner and declare that the petitioner is entitled to family pension of her late Husband Shri Late N. Raju.	Letter sent to the ASGI, Hyderabad from R.O., IBM, Hyderabad for getting present status of the case.	Next date of hearing is awaited.	Shri N. Rajeswar Rao 9948094769	No

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06.	Smt. D.H. Vairagare, ALIO Vs. UOI and others. OA No. 388 of 2013.	CAT, Mumbai Bench, Circuit Bench at Nagpur	Regarding counting her service w.e.f. 06.04.1984 and grant benefits of ad-hoc/ temporary service.	Approved counter on behalf of Respondents filed in Hon'ble CAT, Nagpur.	Next date of hearing is 24.06.2024.	Shri R.A. Gupte 9422124516	No
07.	Umakant K. Bokade and 15 others Vs. UOI & 4 others. W.P. No.5181/2015	High Court of Bombay, Nagpur Bench.	Fixation of pay scale as per 6th CPC.	Counter reply to the W.P. approved by the Ministry has been filed. The matter is for final hearing.	Last date of hearing was 20.01.2020. Next date is yet to be received.	Mrs. Mugdha Chandurkar 9689850005	No
08.	Shri Vijay Jatyan V/s Union of India & others. WP (C) No. 6460 of 2018	Delhi High Court	Regarding restraining Shri N.K. Singh, JS and CVO, Ministry of Mines from acting as CVO for the Ministry of Mines and from taking any decision/ acting as the CG, IBM.	Copy of the WP was sent to Ministry vide letter dated 12.07.2018 to defend the case.	Next date of Hearing is 22.07.2024.	Shri Ritu Daman Bhardwaj	Case is being dealt by the Ministry.
09.	Shri Ganesh S. Sonekar V/s UOI and others. W.P. No. 3489/2019	High Court of Bombay, Nagpur Bench.	Regarding protection of service.	Approved reply on behalf of the Respondent has been handed over to the Counsel on 22.06.2020 for filing before the Hon'ble High Court.	Last date of Hearing was 26.07.2022. Next date of hearing is yet to be received.	Shri Nandesh S. Deshpande, Learned DSG.	No
10.	Shri U.K. Bokade Vs. UOI and others. W.P. No. 6795/2019	High Court of Bombay, Nagpur Bench.	For quashing and setting aside the Order dated 22.07.2019 passed by Hon'ble CAT Nagpur in O.A. No. 359/2014.	Approved Sur-rejoinder filed before Hon'ble High Court on 11.06.2021.	Last date of hearing was 06.12.2021. Next date of hearing is yet to be received.	Mrs. Mugdha Chandurkar 9689850005	No

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11.	Shri Ranjan Sahai V/s. UOI and others. W.P.(C) No.13494/2019.	High Court of Delhi, New Delhi	Regarding charge-sheet served to Shri Ranjan Sahai one week before his retirement.	Leave encashment in r/o Shri Ranjan Sahai has been released as per directives of Hon'ble High Court Order dated 31.01.2020. Judgment is pronounced on 28.05.2024. Certified copy of Judgment is not yet received.	Last date of hearing was 02.02.2024.	W.P. is yet to be received in IBM from Hon'ble Court/ ASGI.	Case is being dealt by the Ministry.
12.	Shri R.K. Choudhary UDC(Now Assistant) O.A.No.200/00406/2014	CAT, Jabalpur Bench, Jabalpur	Grant of MACP in the Promotional hierarchy.	Reply filed in CAT, Jabalpur. Further progress is awaited from RO, Jabalpur.	Next date for final hearing is 30.07.2024.	Shri S.K. Mishra 9826153510	No
13.	Ku. Maya Baburao Korde MTS (Sau.Maya Bhanudas Chivhane Vs STCS Committee & Others)W.P.No.227/2018	Bombay High Court, Nagpur Bench	Verification of caste status.	Approved counter on behalf of the Respondents has been handed over to counsel on 07.01.2021 for filing.	Next date of hearing is awaited.	Mrs. Mugdha Chandurkar 9689850005	No
14.	Shri R.R. Sadawarte, Stenographer V/s DoPT & 3 others. W.P. No. 858 of 2019	Bombay High Court, Nagpur Bench	Against invalidation of caste certificate by the Scrutiny committee.	Approved counter on behalf of the Respondents have been filed before Hon'ble High Court, Nagpur on 01.09.2021.	Next date of hearing is awaited.	Mrs. Mugdha Chandurkar 9689850005	No
15.	Vanita Jadhav Vs UOI & another O.A.No.2070 of 2019	CAT, Mumbai Bench, Circuit Bench at Nagpur	For grant of family pension to alleged wife (second)	Approved counter on behalf of the Respondents has been handed over to the counsel vide this office letter dated 29.11.2019 for filing.	Next date of hearing is 24.06.2024.	Shri B.D. Pandit 9422114255	No
16.	Ku. Chhaya d/o Jaswantsingh Hajari Vs Committee for Scrutiny and verification of Tribe Claims & Ors. SLP No.4037/2019 (CA No.2541/2022 registered on 28.03.2022)	The Supreme Court of India	Against the order of the High Court of Bombay, Nagpur bench, vide which her writ petition has been dismissed. Admitted on 10.12.2019 and referred to larger Bench vide Order dated 24.03.2022.	As per legal opinion received from the Central Govt. Standing Counsel, in view of the interim relief granted by the Hon'ble Supreme Court of India, no adverse action can be taken against the Petitioner. Counter Affidavit is filed on 05.03.2021.	Reference judgment pronounced on 24.03.2023. Next date of hearing of CA is 23.07.2024.	Central Agency Section.	No

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17.	Shri Chetan Savita Vs. UOI and others O.A.No.621/2018	CAT, Jaipur	Appointment on Compassionate grounds.	Counter Affidavit on behalf of the Respondents have been sent to the Counsel for filing the same before Hon'ble CAT, Jaipur vide letter dated 13.05.2020.	Next date of hearing is 05.07.2024.	Shri Rajendra Vaish 9414066099	No
18.	Shri M. Gunesh Vs UOI and others. O.A. No. 40 of 2020	CAT, Hyderabad	For revision of pension and family pension in higher grade pay than that of AME.	Counter Affidavit is filed on 24.11.2020.	Last date of hearing was 30.08.2022. Next date of hearing is not notified.	Smt. K. Rajitha 9848243514	No
19.	Shri C.S. Panpate V/s UOI & others. O.A. No. 2140/2020	CAT, Mumbai Bench, Circuit Bench at Nagpur	Regarding grant of MACP and fixing pay and pension accordingly.	Approved counter on behalf of the Respondents have been filed before Hon'ble CAT, Nagpur on 27.05.2021. Approved Sur- rejoinder to the rejoinder filed by the applicant has been handed over to Sr. CGSC for filing.	Next date of hearing is 24.06.2024.	Shri B.D. Pandit 9422114255	No
20.	UOI & Others Vs Pachu Sao.(Through LRs Neelu Kumari & Ors.) W.P. No.1375/2021 and I.A. No. 5515 of 2023 for stay.	High Court of Jharkhand at Ranchi.	Regarding quashing the order dated 19.09.2019 passed by Hon'ble CAT, Patna in OA No. 51/00245/2018.	Writ Petition was filed in Hon'ble High Court of Jharkhand, Ranchi on 19.03.2021. As per Official website of High Court the matter is Disposed on 06.12.2023. Certified copy of judgment is not yet received.	Last date of hearing was 06.12.2023.	Shri Prabhat Kumar Sinha 9431578259	No

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21.	Shri A.K. Tiwari V/s IBM. O.A. No. 452/2021	CAT, Jaipur	Regarding grant of grade pay of Rs. 5400 Level – 9 with other consequential benefits.	Reply & Rejoinder have been filed. Approved Sur-rejoinder has been sent to Ajmer R.O. for filing through the concerned learned ACGSC.	Next date of hearing is 08.08.2024.	N.C. Goyal 9414072733 / 8209236490	No
22.	UOI & others V/s Shri R.N. Sharma. W.P. No. 4652/2008	Bombay High Court, Nagpur Bench	To quash and set aside the impugned order dated 25.04.2006 passed in O.A. No. 2049/2004.	As per e-mail received from learned government counsel the matter is disposed on 04.01.2024. Certified copy of order is not yet received.	Last date of hearing was 04.01.2024.	Mrs. Mugdha Chandurkar 9689850005	No
23.	Dr Pradeep Kumar Jain Vs. UOI & 2Ors. OA No. 580/2022	CAT, Mumbai Bench, Circuit Bench at Nagpur	Regarding reversion of the Applicant from Level 14 to 13A and recovery of consequential excess payment.	Approved reply and Sur-rejoinder both for OA and MA have been filed through the learned ACGSC before the Hon'ble CAT.	Computer generated next date of hearing is 22.07.2024	Sri P.H. Khobragade 9423410008 / 9404504769	No
24.	Salilkumar Basantakumar Samanta Vs. IBM & 2 Ors. O.A. No. 694/2022	CAT, Mumbai Bench, Circuit Bench at Nagpur	Regarding grant of promotion/MACP excluding past promotions/ACPs.	Reply was filed on 16.03.2023.	Computer generated next date of hearing is 22.07.2024.	Shri B.D. Pandit 9422114255	No
25.	Tapan Kumar Rath Vs. UOI & 2 Ors. O.A. No. 579/2022	CAT, Cuttack Bench, Cuttack	Regarding disciplinary Proceedings instituted against the applicant.	OA is sent to the Ministry for defending the matter.	Last date of hearing was 17.04.2024. Next date of hearing is awaited.	Shri Ghasi Ram Verma, 9238617110	Case is being dealt by the Ministry.

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26.	Deepak Nebhnani Vs. Union of India & 4 Others. O.A. No. 310/2022.	CAT, Jodhpur Bench, Jodhpur	Compassionate Appointment	Approved reply in the matter has been sent to COM (NZ) for filing before Hon'ble Tribunal.	Next date of hearing is 24.10.2024.	Shri K.S. Yadav 9829026978	No
27.	Vijay A. Sontakkey Vs. UOI & 3 Ors. O.A. No. 1060/2022	CAT, Mumbai Bench, Circuit Bench at Nagpur	Promotion to the post of S.O. (OD) w.e.f. 01.09.2022 by holding review DPC and quashing of Recruitment Rules dated 25.04.2022.	Approved counter reply for both OA and MA is filed by Learned Sr. CGSC. Reply filed on 02.05.2023	Computer generated Next date of hearing is 24.06.2024.	Shri B.D. Pandit 9422114255	No
28.	Satish Ramrao Kate Vs. UOI & Anr. SLP(C) No. 9491/2023	Supreme Court of India	Revision of Pay Scale of the post of AME and revision of pension of the petitioner.	Counter affidavit has been filed through CAS on 13.09.2023.	Next date of hearing is 23.07.2024.	AOR is Shri Gurmeet Singh Makker in Central Agency Section.	No
29.	Arvind Vitobaji Fandi Vs. IBM and others O.A. No. 560/2023 & M.A. No. 650/2023	CAT, Mumbai Bench, Circuit Bench at Nagpur	Regarding grant of promotion /MACP excluding past promotions/ACPs.	Reply has been filed through learned Sr. CGSC on 19.10.2023. Matter is tagged with O.A. No. 694/2022.	Computer generated next date of hearing is 22.07.2024.	Shri B.D.Pandit 9422114255	No
30.	Mohan Lal Salvi V/s State of Rajasthan and another S.B. CR. Misc. Petition No.1636/2023	High Court of Judicature for Rajasthan at Jodhpur	Application U/s 482 of Criminal procedure code for quashing of FIR No. 285/2022.	Then ACOM, NZ Office, Udaipur is impleaded as Respondent No. 2 being complainant in FIR No. 285/2022. A note has been sent to NZ Office for briefing the learned DSG.	Computer generated next date of hearing is 20.08.2024.	Yet to be intimated by North Zone Office.	No

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31.	Mohan Lal Salvi V/s Rajasthan University of Veterinary and others. S.B. Civil Writ Petition No. 9349/2016.	High Court of Judicature for Rajasthan at Jodhpur	Regarding grant of full retirement benefits to an employee of Rajasthan University of Veterinary.	Hon'ble High Court has impleaded Deputy Controller Mines, Indian Bureau of Mines, Udaipur as respondent No. 4 vide order dated 24.08.2023. Reply has been filed on 01.12.2023.	Next date of hearing is 26.09.2024.	Shri. Mukesh Rajpurohit, DSG	No
32.	M. Gunesh Vs. Union of India and Others O.A. No. 689/2021.	CAT, Hyderabad Bench.	Quashing of letter dated 24.08.2021 of Respondent No.2 i.e. Asst. General Manager, SBI for recovery of unauthorized payment of Rs. 93,880/- as FMA.	Vetted/settled reply has been filed by Learned CGSC on 06.12.2023.	Last date of hearing was 15.12.2023 Next date of Hearing is awaited.	Ms. Swarna Methu, CGSC 9440367862	Yes. UOI is arrayed as a party and IBM has not been impleaded as a party Respondent.
33.	Raju Kumar & Others Vs. Sanjay Lohiya & Others. C.P. No.18/2023 in O.A. No.245/2018	CAT, Patna, Circuit Bench; Ranchi.	Hon'ble Central Administrative Tribunal, Patna, Circuit Bench, Ranchi has issued show cause notice to Respondent No. 6 (i.e. Indrajit Singh).	Vetted/settled reply to show cause has been sent on 14.01.2024 to learned Sr. CGSC for filing.	Next date of hearing is 22.08.2024.	Rajendra Krishna Sr. CGSC 9431701227	No