

REVIEW OF RED CATEGORY CASES OF WATER RESOURCES DEPARTMENT

DATED: 23.12.15 Will be updated in every fortnightly review meeting.

S. No.	Case Detail	OIC Detail	Advocate Detail	Date of Review	STATUS OF THE CASE							Instructions given in the review meeting	Remark/ Nature of Red Category with amt. in stake	
					Subject Matter/Case status	Status of Reply	Court Order Detail (Stay/ Intrim order)	Compliance Status			Last Hearing Date			Next Hearing Date
								AD/ FD approval required?	If yes, Status of Approval	If Pending, where it is pending?				
ACE, WATER RESOURCES ZONE, JODHPUR														
1	Supereme Court, SLP 19862/2015 State V/S M/S Master Const (and connected four cases SLP ('C) CC No. 15831/2015, 15859/2015, 15862/2015, and 16086/2015) Total Five	Sh. Paras Soni SE, WR Cricle, Pali	Sh.KS Bhati Senior Panel Lawyer with A.G	23.12.15	In five case Arbitration award dated 15.12.2011 Rs 1235.52 Lacs+With Interest. Pending (Argument on Admision) Matter Listed on 11.09.2015.There is no further order for listing.	SLP filed by departme nt	Two weeks time is granted to the respondants to file counter affidavit.Rejoinder Addidavit,if any, may be filed within two weeks.	-	-	-	11.12.15	11.01.16	Conact lawyer in delhi and arrange for early hearings.	Five C.M.A and review decided against Department and Department filed 5 S.L.P against them.
2	Additional District Judge court no.16 Jaipur Civil Execution 87/2013, 88/2013, 89/2013, 90/2013 & 96/2013 M/S Master Const.v/s State & ors.(five cases)	Sh Pratap Singh Chawda E.E Jawai Canal Division Sumerpur.	Sh Pradeep Singh Chouhan Govt.Advoc ate (P.P.Jaipur)	23.12.15	In five case arbitration award dated 15.12.2011 Rs 1235.52 Lacs+with interest. SLP filed by departmnet (Sh.Raju Ramachandran learned senior counsel, on instruction, would submit that the respondants will not press for any orders in the execution petition filed before the	Reply filed					09.12.15	18.01.16	Arrange for early hearing/stay in SLP	Departmnet filed SLP in Hob'ble Supreme Court, which related to original case,which is pending
6	Rajasthan High Court Jodhpur, PIL 6210/2003, Mangal Singh & Ors V/S State &Ors	Sh.Rinesh Singhvi EE WR divison Jodhpur	Sh. KL Thakur, AAG, RHC, Jodhpur	23.12.15	Regarding closing open wells & tubewells related to Jaswant Sagar Dam of district Jodhpur. Pending (Argument over & Judgement Reserve)	Reply Filed	Intrim order dated 20.01.2006 & 01.03.2006 to close wells and tube wells within 500m peripheri of Jaswant Sagar Dam	Electric connections of these wells and tubewells disconnected by JVVNL to stop withdrawal of water from these wells.			20.07.15	N.A	Reply filed, Directed SE Jodhpur to monitor the case	
3	Rajasthan High Court Jodhpur, PIL 6622/2008, Pukha Ram &Ors. V/S State &Ors	Sh. Hanuman Saran, EE WR Division Pali	Sh. KL Thakur, AAG, RHC, Jodhpur	23.12.15	Regarding closing of open wells & tube wells in relation to Borinada dam of district Pali. Pending (this P.I.L attached with P.I.L No. 6210/2003 Mangal Singh v/s State, Argument with P.I.L. 6210/2003 completed & judgement reserve.	Reply Filed	-	-	-	-	15.10.15	12.01.16	Reply filed, Directed SE concerned to monitor the case	
4	Rajasthan High Court Jodhpur, PIL 4669/2014, Poora Ram &Ors. V/S State &Ors	Sh. Paras Soni, EE WR Division Sirohi	Sh. Rajash Panwar, AAG, RHC, Jodhpur	23.12.15	Against construction of Hadmatia Dam of Sirohi district. Pending(for hearing on the issue)	Reply Filed	-	-	-	-	10.12.15	Not rec.	Reply filed, Directed SE concerned to monitor the case	
5	Rajasthan High Court Jodhpur, PIL 7782/2014, Kisan Sangarsh Samiti V/S State &Ors	Sh. Hanuman Saran, EE WR Division Pali	Sh. PS Bhati, AAG, RHC, Jodhpur	23.12.15	Regarding removal of obstruction & stoppage of minning of bajri in the catchment area of sardarsamd dam of district Pali. Pending for compliance of intrim order by concerned departments	Reply Filed	Interim order dated 12.10.15 for compliance on five points	Letter issued by Executive Engineer Pali to concerned department for necessary compliance			14.12.15	Not rec.	Reply filed, Directed SE, Pali to monitor the case	

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7	Rajasthan high Court, Jodhpur contempt petition no 767/2014 Mahaveer Chand Jain v/s Sh Alok Gupta Secretary DOP & Ors.	Sh. Babu Lal Gehlot EE Litigation o/o WR Zone Jodhpur	Sh. PS Lodha, AAG, RHC, Jodhpur	23.12.15	Reagarding compliance of SBCWP 5617/2013 decided on 17.01.2014. Pending (Matter in hearing)	Reply filed		Not required, as stay obtained in appeal			18.02.15	Not rec.	Stay Obtained	State filed DB Special Appeal 397/2014 in high court jodhpur & obtained stay against SB decision, appeal still pending
8	Rajasthan high court, Jodhpur Contempt Petition no. 186/2015 Sushil Kumar v/s Shri Sumnesh Lal Mathur Chief Engineer WR & Ors	Sh. JP Sharma EE Monitoring o/o WR Zone, Jodhpur.	Sh. Shyam Manohar Toshniwal Additional Government Counsel High Court Jodhpur	23.12.15	Regarding compliance of SBCWP 9660/2014 interim order dated 19.12.2014. Pending (matter in hearing)	Reply filed		Petitioner allowed in service in compliance of interim order, but salary not paid on no work no pay basis. petitioner's writ dismissed on 22.05.2015			18.09.15	10.02.16	Reply filed, no immediate action is req., Consult Govt. Advocate	petitioner filed SBCWP 9660/2014 against removal of service & obtained stay on 19.12.2014 later on writ petition dismissed
9	Rajasthan High Court, Jodhpur Contempt Litigation no.229/2015 Narendra Kumar Pandey v/s Shri Ajitab Sharma Secretary WR & others	Sh Babu Lal Gehlot EE Litigation o/o WR Zone, Jodhpur.	Sh.D.R. P.S.Bhati AAG high court jodhpur.	23.12.15	Regarding compliance of SBCWP 3022/2007 decided on 14.10.2014. Pending (for hearing)	Reply filed		After no appeal decision in CW 3022/2007 on 22.05.2015, and CE WR Jaipur, order to pay due monetary benefits. compliance report submitted on 14.10.15			14.10.15	18.01.16	Compliance done	
10	Rajasthan High Court, Jodhpur Contempt Petition no.273/2015 Pragat Singh v/s Shri Sumnesh Lal Mathur CE, WR	Sh Babu Lal Gehlot E.E Litigation o/o WR Zone, Jodhpur.	Sh.Sh. KL Thakur, AAG, High Court Jodhpur.	23.12.15	Regarding compliance of SBCWP 2989/2011 intrin order dated 27.11.14. Direction was issued for payment of provisional pension. Pending (for reply)	Reply filed on 30.10.15	The petitioner will be paid the provisional pension as per order of provisional pension dated 16.06.2008	Department filed DB special appeal no. 1172/2014. Notice issued to the respondent on 10.08.15. Appeal Pending.			9.08.15	27.10.15, Not listed	Contact Govt. Adv. to get stay at the earliest.	
11	Rajasthan High Court Jodhpur PIL 9213/2015 Om Prakash & Ors V/S State & Ors	Sh Rinesh Singhvi EEWR Divison Jodhpur	Sh. Shyam Ladrecha, AAG, High Court Jodhpur	23.12.15	Against illegal mining of gravel and bajri from River Near Birai Dam. Case in service notice, case pending	Factual report submitted to AAG for further					06.11.15	11.01.16	Contact Govt. Adv. For submission of early reply.	
12	Rajasthan High Court Jodhpur PIL 6303/2015 Young Blood Yuva Samiti V/S State & Ors	Sh Rinesh Singhvi EEWR Divison Jodhpur	Sh. Rajesh Panwar, Additional Advocate General, High Court Jodhpur	23.12.15	Encroachment in Surapura Dam Catchment Area, Case in service notice, case pending.	Factual report submitted to AAG for further					24.08.15	16.12.15	Contact Govt. Adv. For submission of early reply.	

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ACE WR Zone JAIPUR														
1	Rajasthan High Court, Jaipur, CCP 617/2011 in SBCWP 975/2015 Devraj v/s Ajitabh Sharma	Sh. KP Mathur EE Dn. I, Ajmer	Sh. JagMohan Saxena, AAG	23.12.15	Illegal water drawing from Lasadia dam, Ajmer	Reply filed	Intrim order dated 21.1.15 in SBCWP 975/2015	Compliance done			26.10.15	21.01.16	Ccompliance done	
2	Rajasthan High Court, Jaipur, Contemt case no. 492/2012 (in Appeal no. CW6527/1997, decision dated 06.05.10) Govindram V/s State.	Sh. OP Avasthi EE, WR Dn. Dausa	Sh. Dharam Veer Tholia AAG	23.12.15	Dispute of back wages. Department has paid from date of joining but petitioner wants from court award date. Compliance after speaking order on petitioner's representation has been made.	Reply filed	Case is in hearing process	Compliance has been made and reply submitted			28.09.15	12.02.16	Compliance has been made	

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3	Rajasthan High Court, Jaipur, SBCCP 1023/2012 (in Appeal no. CW11551/2013, decision dated 10.04.12) Bhonrilal V/s State.	Sh. Ambuj Tyagi, EE, WR Dn. Jaipur	Sh. RP Sharma AAG	23.12.15	Matter is regarding inequity of compension.	Reply filed	Matter is regarding inequity of compension.	Writ no. 13370/2013 has been submitted against the decision.					Incomplete information about the status and progress. Submit detailed	
4	Rajasthan High Court, Jaipur, SBCCP 1127/2012 (in Appeal no. CW16953/2011, decision dated 17.04.12) Nathulal and others V/s State.	Sh. Ambuj Tyagi, EE, WR Dn. Jaipur	Sh. RP Sharma AAG	23.12.15	Matter is regarding inequity of compensino.	Reply filed	Matter is regarding inequity of compension.				01.02.16		Incomplete information about the status and progress. Submit detailed	
5	Rajasthan High Court, Jaipur, Contemt case no. 1504/2012 (in Appeal no. CW5670/2007, decision dated 19.09.12) Jagdish Prasad Meena V/s State.	Sh. OP Avasthi EE, WR Dn. Dausa	Sh. Dharam Veer Tholia AAG	23.12.15	The employee was surplussed but not joined at surplused place. He wants posting in the department.	Reply filed	Case is in hearing process	Compliance has been made and reply submitted			23.09.15	11.02.16	Compliance has been made	
6	Rajasthan High Court Jaipur SB Civil Contemt No. 1067/2014 (in Civil peition no.391/2012 decision dated 21.11.2013) Birbal v/s Sh.Suresh Kumar Kichi & others.	Sh.Birbal singh, EE, Sikar	Sh. Abhinay Sharma	23.12.15	For taking back in service		Reinstantment of service	Compliance done			31.10.15	18.11.15	Compliance done	
7	Rajasthan High Court, Jaipur, Contemt case no. 1214/2014 in Appeal no. 4177/2010 Sukdev V/s Labour Court	Sh. Ravindra Katara EE Const. Dn. III, Bisalpur Project, Deoli	Sh. JagMohan Saxena, AAG	23.12.15	Contempt case regarding payment of Rs/- 4410 per month to the labour & reappointment to the labour	Reply filed	In hearing	Required	under process	CE WR	6.11.15	22.02.16	Resubmit to committee for compliance of SB decision. OIC to pursue it.	
8	Rajasthan High Court Jaipur SBCCP 1635/2014 Bharatpur Irrigation Employees Union V/s RD Sharma	Sh. SS Bijawat, EE WR Dn. Bharatpur	Sh. Jagmohan Saxena AAG	23.12.15	Award for reinstantment is maintained while setting aside the award for back wages	Reply signed and submitted to AAG	Award for reinstantment is maintained while setting aside the award for back wages	Comliance done			30.11.15	18.02.16	Submit the reply	

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9	Rajasthan High Court, Jaipur, Contemt case no. 354/2015 (in Appeal no. CW6672/2002) Ganga Devi V/s State incompilance of court order dt. 12.04.14	Sh. OP Avasthi EE, WR Dn. Dausa	Sh. JM Saxena	23.12.15	Contempt case regarding family pension of diseased dependent.	Reply filed	Case is in hearing process	Compliance has been made and reply submitted			02.09.15	22.02.16	Compliance has been made	
10	Rajasthan High Court, Jaipur, CCP 450/2015 (in Appeal no. CW10883/2014, decision dated 28.10.14) Kailash Chand Sharma V/s State.	Sh.Suresh Chand Meena, EE WR div. Sawhimadh opur	Sh.JM Saxena, AAG	23.12.15	For semi permanent status	Reply will be filed after competent sanction.	As per court order petitioner is entitled for the post of Beldar	Needs sanction for writ in Hon'ble Highcourt against labour court decision		Pending at CE, WR for want of approval	10.08.15	14.12.15	OIC absent. Incomplete information. Present status not reflected. Discuss with compelte detail.	
11	Rajasthan High Court, Jaipur, Contemt case no. 643/2015 in Appeal no. 10791/2014 Ramswaroop V/s KP Mathur EE Dn I, Ajmer, incompilance of court order dt. 27.10.14.	Sh. KP Mathur EE Dn. I, Ajmer	Sh. Dharam Veer Tholia AAG	23.12.15	Interest Payment according to court order	Pending	Intrim order dated 27.1.0.14 in Appeal no. 10791/2014	Compliance done			26.10.15	20.11.15	Compliance be intimated to Hon'ble Court.	
12	RCSAT, Jaipur Contempt Appeal no 44/2012 Sh Narnarain Tiwari v/s State	Sh.Satish Khandelwal A.E.N	Sh. R.K Nigam standing council	23.12.15	Regarding pay scale .(2 lacs)	Reply filed.	Compliance of order dated 06.08.2009 appeal no. 2677/1999	Fixation has been done. For arrear, I.D & A/C no has been transferred form chaksu. Letters & Reminders has been written to Applicant to provide information for master data. He has intimated that he will provide the information at the earliest.			15.09.15	16.12.15	Comply at the earliest.	
13	RCSAT, Jaipur contempt appeal no 48/2012 Mahendra pareek v/s state	Sh.Satish Khandelwal A.E.N	Sh.R.K Nigam Standing council.	23.12.15	Regarding pay scale .(2 lacs)	Reply filed.	For compliance of order dated 06.08.2009 appeal no. 2677/1999	Fixation was done. For arrear, applicant I.D & A/C no is to be transferred form chaksu			15.09.15	16.12.15	OIC to pursuance personally for transfer of ID and A/C from Chaksu PS	
14	RCSAT, Jaipur, Contemt no. 23/2013 Sh. Harisingh V/s Sh. CS Mehta, ACE, Jaipur & Ors	Sh. RC Agarwal AE, Kekri	Sh. RK Nigam, GA	23.12.15	Regarding selection scale	Reply filed	Intrim order dated 02.05.12 to fix at the same class employoee.	Compliance done			28.10.15	04.12.15	Compliance be intimated to Hon'ble Court.	
15	RCSAT, Jaipur, Contemt no. 24/2013 in Appeal no. 868/2003 Sh. Hathiram V/s Sh. CS Mehta, ACE, Jaipur & Ors incompilance of court order dt. 28.04.12	Sh. RC Agarwal AE, Kekri	Sh. RK Nigam, GA	23.12.15	Regarding selection scale	Reply filed		Pending for budget			09.12.15	06.01.16	Actual status of pendency and pursuance is needed on the part of OIC.	

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16	RCSAT, Jaipur, Contemt no. 09/2015 in Appeal no. 895/2003 Sh. Birma ram V/s State, in compliance of court order dt. 01.05.14	Sh. RC Agarwal AE, Kekri	Sh. RK Nigam, GA	23.12.15	Regarding selection scale	Reply filed		Compliance done			10.11.15	Not rec.	Compliance be intimated to Hon'ble Court.	
17	RCSAT, Jaipur, Contemt no. 70/2015 Sh. Sona Devi V/s Sh. Ajitabh Sharma	Sh. Suresh Chand Vijay EE, WR Dn. Deeg.	Sh. RK Nigam, GA	23.12.15	Dispute of family pension and interest of pension and gratuity	Reply not Submitted	compliance as per order in 1736/01 order dated 19.02.15. Name of Sona devi be recorded as wife and accordingly benefits be given.	Name has been included. Permission for interest has been issued. Payment is to be done by pension department.			20.10.15	16.12.15	OIC to pursue for payment and compliance	

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CEWR HANUMANGARH ZONE														
1	Rajasthan High Court Jodhpur, Writ contempt 194/2012	Sh Pradeep Rustagi, EE WR North Dn, Sriganganagar	Sh.P.S Bhati AAG	23.12.15	Removal of encroachment over land of a minor running through Sriganganagar city.	Reply filed	High court directed to remove encroachment from a minor.	Hon'ble High court directed department to remove encroachment .however administration decided to remove encroachment up 30' on either side.			21.04.14		Ensure compliance with coordination with distict administration for removal of encorachment .	
2	Rajasthan high court, S.B Civil Misc. Contempt no 292/2013, Amer Singh v/s Bhangwan Ram Executive Engineer & others	Sh. Kurda Ram EE Water Resources Division Rawatsar	Sh.S.S Ladrecha AAG High Court Jodhpur Rajasthan	23.12.15	Regarding Bari of Irrigation Water	Reply filed	No any order	Schedule has bee prepared for Irrigation Water as per Hon'ble Court order			29.09.15	25.01.16	Compliance done	
3	Rajasthan high court, Writ Contempt 622/2014, Teja Ram V/S Ajitabh Sharma & ors.	Sh Gurjant Singh, EE WR Dn. Khajuwala	Sh Shyam Manohar Toshniwal Additional Governmen t Counsel High Court	23.12.15	To sanction leave and to take in service.	Reply filed	To sanction leave and to take in service.	Yes	No	CE North		11.01.16	OIC/Nodal Officer to enquire from the office of CE North	
4	Rajasthan high court, Writ Contempt 499/2015, Jagdish Singh Rajpurohit V/s Ajitabh Sharma & ors.	Sh S.N. Dhawal, EE WR Dn. Chhatargarh	Sh.P.S Bhati AAG	23.12.15	Regarding promotion for the post of Supervisor	Reply not filed because notice not served to Sh. Virdhi	Compliance for promotion has been initiated	Yes	Yes	CE WR	19.11.15	Not rec.	OIC/Nodal Officer to enquire from DS & TA Cell/CEWR office and	
CE, WR Zone Kota				23.12.15										
1	Rajasthan High Court, Jaipur, CCP 837/2012 in SBCWP 18305/2013 CS Bafna V/s Ajitabh Sharma	EE WR Kalinsindh Project Division, Jhalawar	Sh. Dharam Veer Tholia, AAG	23.12.15	Parment of back wages is to be made Amt. 13.93 lacs			Pratial compliance has been made. Budget required for payment of back wages	Want of budget	CEWR		06.01.16	Pursuance at the level of OIC and discuss with progress.	

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EE (Litigation), o/o CE, WR, Jaipur														
1	Rajasthan High Court, Jaipur, CCP 1817/2011 in SBCWP 7555/99 Smt. Vimlesh Parashar V/s Saluddin Ahmad	EE (Litigation), o/o CE, WR, Jaipur	Sh. JagMohan Saxena, AAG	23.12.15	Retiral dues	Reply filed on 13-12-2012			Compliance done	01.12.15	01.03.16	Compliance be intimated to Hon'ble Court.		
2	Rajasthan High Court, Jaipur, CCP 1424/2014 in SBCWP 18305/2013 CS Bafna V/s Ajitabh Sharma	EE (Litigation), o/o CE, WR, Jaipur	Sh. JagMohan Saxena, AAG	23.12.15	Enquiry to be finalized within six months	Not filed	Additional 4 months are granted to complete the enquiry in original case 18305/2013 on dated 19.11.15	No		Compliance to be done by DOP	30.11.15	20.04.16	No immediate action is required	
3	RCSAT, Jaipur, CCP 0032/2010 in Appeal 157/2008 Sh. Rajkumar Jain V/s Sh. Ram Lubhava & Ors	A.En (Legal), o/o CE, WR, Jaipur	Sh. VS Rathore, Standing Council	23.12.15	Pay stepping	Reply filed		Yes	Compliance under progress	Compliance under progress	16.12.15	03.02.16	OIC to ensure compliance	DB in Raj High Court filed against order dt. 04.02.10
4	RCSAT, Jaipur, CCP132/2014 in Appeal 408/2004 Sh. Harendra Kumar Khare V/s Sh. Ajitabh Sharma (Sec)	A.En (Legal), o/o CE, WR, Jaipur	Sh. VS Rathore, Standing Council	23.12.15	Seniority list of A.En. And Promotion	Reply filed	compliance as per order in 408/2004 Vimal chordia v/s State	No		Compliance done	09.12.15	17.12.16	Compliance be intimated to Hon'ble Court.	
5	RCSAT, Jaipur, CCP160/2014 in Appeal 408/2004 Sh. Hanuman Sahai Meena V/s Sh. Ajitabh Sharma (Sec)	A.En (Legal), o/o CE, WR, Jaipur	Sh. VS Rathore, Standing Council	23.12.15	Seniority list & Promotion	Reply filed	Petitioner wants compliance as per order dated 07.12.2009 in 408/2004 Vimal chordia v/s State	No		Compliance done	16.12.15	02.03.16	Compliance be intimated to Hon'ble Court.	
6	RCSAT, Jaipur, CCP 180/2014 in Appeal 1760/2013 Sh. Sudhir Kumar Soni V/s Sh. Sumnesh Lal Mathur, CE	A.En (Legal), o/o CE, WR, Jaipur	Sh. VS Rathore, Standing Council	23.12.15	Promotion and Salery	Reply filed	Promotion to the post of A.En. And salery of suspension period (regularization)			Promotion done, salery part is pending	16.12.15	25.05.16	OIC to pursue and ensure compliance	