

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

WP No. 46 of 2021

(SANJAY KUMAR PATEL Vs THE STATE OF MADHYA PRADESH AND OTHERS)

WP/1502/2019, WP/1687/2020, MP/3289/2020, WP/292/2021

Dated : 21-04-2025

Shri Naman Nagrath, learned Senior Advocate along with Shri Prabhanshu Chaturvedi, learned counsel for the petitioner in their respective cases.

Shri Dhruv Singh, learned counsel for the petitioner in his respective cases.

Shri B.D. Singh, learned Deputy Advocate General for respondent/State.

Shri Ishan Soni, learned counsel for the respondent/UOI in his respective cases.

The present petition has been filed seeking the following reliefs:

- (i) This Hon'ble Court may kindly be please to sent for the record pertaining to the appointment of the members of the M.P. Arbitration Tribunal.*
- (ii) This Hon'ble Court, may kindly be please to issued a writ in the nature of mandamus directing the respondents to constitute a committee for the appointment of the members of the M.P. Arbitration Tribunal which would beheaded by the Hon'ble Chief Justice of the High Court of MP or his nominee Hon'ble Judge of the High Court of MP, the Chairman of the MP. Arbitration Tribunal and Principal Secretary of the Department of Law, Government of MP, would Be the member of the said committee and further*
- (iii) This Hon'ble Court may kindly be please to issue a writ in the nature of mandamus directing that the respondent no.1 and 2 should frame Rules of Service Condition of the Chairman and Members of the Tribunal.*
- (iv) Any other relief which this Hon'ble Court deemed just and proper in view of aforesaid facts and grounds may kindly be*

allowed in favour of petitioner.

2. The various orders and directions have been passed by this Court such as 15/01/2020, 17/02/2021 and 27/01/2025. It is not in dispute that out of 6 sanctioned posts including Chairman, there are two technical members and one judicial member's vacancies are vacant.

3. The State is directed to complete the proposed amendment process and notify the same within two months from today. Further, State is directed to assess within two months from today, whether more number of the members are required, if so, the process to appoint the members shall be initiated and completed within two months thereafter. The existing three vacancies as noted in paragraph above shall also be filled up, apart from any new sanctioned vacancies.

4. It is made clear that the whole process shall be completed within four months from today, failing which, the respondents No.1 & 2 shall personally remain present in Court and explain as to why the direction passed by this Court has not been complied with.

5. List on 25/08/2025.

(SURESH KUMAR KAIT)
CHIEF JUSTICE

(VIVEK JAIN)
JUDGE

RS