

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 2802/2026

Bhanwar Singh Chauhan S/o Sh. Shiv Singh Chauhan, Aged
About 50 Years, Resident Of 10Q-52, Patel Nagar, Bhilwara.

----Petitioner

Versus

1. The State Of Rajasthan, Through The Secretary,
Department Of Revenue, Government Of Rajasthan,
Jaipur.
2. The District Collector, Bhilwara.

----Respondents

For Petitioner(s) : Mr. Sushil Solanki.

HON'BLE DR. JUSTICE NUPUR BHATI
Order

11/02/2026

1. Learned counsel for the petitioner submits that the petitioner was exonerated by the enquiry officer vide enquiry report dated 23.09.2024 (Annex.10) holding that the charges were not proved against the petitioner. He submits that the Disciplinary Authority without issuing the petitioner notice of disagreement with the conclusion of the enquiry officer in the enquiry report, has imposed punishment while lowering time scale upon the petitioner. He submits that it is a settled proposition that without issuing the notice of dissent to the delinquent employee, the disciplinary authority cannot pass adverse order.
2. Issue notice to the respondents. Issue notice of the stay application also.
3. In the meanwhile and until the next date, effect and operation of the impugned order dated 06.01.2026 (Annex.12) shall remain stayed.

(DR.NUPUR BHATI),J