

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

S.B. Civil Writ Petition No. 2904/2026

Ravindra Kumar Saini S/o Shri Ramcharan Saini, Aged About 24
Years, Resident Of Village Post Mahwa, District Dausa.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Director, Local Self
Department, Jaipur.
2. The District Collector, Dausa.
3. The Municial Board, Mahwa, District Dausa.
4. Shri Rajesh Kumar, Assistant Engineer, Municipal Council,
Dausa. Presently Holding The Additional Charge On The
Post Of Executive Officer, Municipal Board, Mahwa,
District Dausa.

-----Respondents

For Petitioner(s)	:	Mr. Rajesh Parihar
For Respondent(s)	:	

HON'BLE MR. JUSTICE SANJEET PUROHIT

Order

11/02/2026

1. Learned counsel for the petitioner submits that in S.B. Civil Writ Petition No. 23129/2025 involving the similar issue, the Coordinate Bench of this Court has passed the following order which squarely covers the controversy involved in the present case. The order dated 26.11.2025 passed by this Court is reproduced hereinbelow for ready reference:-

"1. Learned counsel for the petitioner submits that the question of delay and latches has already been dealt by the Coordinate Bench of this Court in Vishnu Kumar Saini (supra) while holding that in case, the person

is holding the post and continues to discharge the duties and function of a post, then the question of delay would not come. Learned counsel for the petitioner submits that the respondents vide order dated 17.02.2024 (Annex.2) had given specific directions that no additional charge of the post of Commissioner/ Executive Officer shall be entrusted to any person, whose services have been governed by the Rajasthan Subordinate Offices Ministerial Service Rules, 1999. He submits that vide order dated 15.01.2025 (Annex.1), the respondents have again entrusted the additional charge of Executive Officer, Municipal Board, Mundawar, District Khairtal- Tijara to respondent No.5, who is governed by the Rajasthan Municipal Service (Administrative & Technical) Rules, 1963.

2. In view of the submissions made, issue notice to the respondents. Issue notice of the stay application also.

3. In the meanwhile and till the next date, the effect and operation of the order dated 15.01.2025 (Annex.1) qua the respondent No.5 shall remain stayed."

2. Issue notice to respondents, returnable within a period of six weeks.

3. Issue notice of stay application also.

4. In the meanwhile and till the next date, the effect and operation of the order dated 12.12.2025 (Annex. 6) qua the respondent No. 4 shall remain stayed.

(SANJEET PUROHIT),J