



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

D.B. Civil Writ Petition No. 6563/2006

The Secretary, i.c. of Agri. res. And Ors.

-----Petitioners

Versus

Smt. prem Kanwar And Anr.

-----Respondents

For Petitioner(s) : Mr. Nitin Trivedi.
For Respondent(s) : Mr. S.K. Malik.

**HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE MR. JUSTICE SANDEEP SHAH**

ORDER

25/02/2026

1. Mr. Trivedi, learned counsel appearing on behalf of the petitioners submits that the impugned order, in its entirety, is based upon the order passed in the matter of **Smt. Santosh v. I.C.A.R. & Ors.** reported in **[2004 (III) A.T.J. 42]**, which has been subsequently reversed and set aside by the Hon'ble Apex Court in the matter of **Indian Council of Agricultural Research & Anr. v. Santosh : Civil Appeal No. 4499 of 2006** arising out of **SLP(C) No.15643 of 2006** vide judgment dated 16.10.2006.
2. Learned counsel for the respondents does not dispute the said position in law.
3. In light of the judgment of Hon'ble Apex Court passed in the case of *Indian Council of Agricultural Research & Anr. v. Santosh (supra)*, this Court is of the considered opinion that the present petition deserves to be and is accordingly **allowed**. The impugned order dated 14.09.2005 passed by the learned Central



Administrative Tribunal is quashed and set aside. It is, however, clarified that in the event the respondents are entitled to any other benefits in accordance with law, they shall be at liberty to move a representation before the competent authority, which shall be duly considered and decided by the appellants strictly in accordance with law. All pending applications, if any, stand disposed of.

(SANDEEP SHAH),J

(DR.PUSHPENDRA SINGH BHATI),J

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