

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

S.B. Writ Contempt No. 310/2022

Harikishan Bohra

-----Petitioner

Versus

Gomati Sharma (Mrs.)

-----Respondent

For Petitioner(s) : Mr. Nikhil Dungawat

For Respondent(s) : Mr. Deepesh Beniwal, through VC

JUSTICE DINESH MEHTA

Order

18/02/2025

1. Learned counsel submitted that the respondents are asking the petitioner to produce the medical fitness certificate, which he is unable to because of the severe ailment he is suffering from – he cannot survive without continuous oxygen support.
2. Mr. Beniwal, learned counsel for the respondent – University submitted unless the petitioner produces a certificate of fitness and the committee constituted by the University finds him suitable, neither his service can be regularized nor can he discharge the duties which he was otherwise discharging as a contractual employee.
3. Having regard to the facts and circumstances of the case, this Court is of the prima-facie opinion that the petitioner will not be able to establish his fitness and consequently the University will also not be in a position to regularize his service.
4. The respondent – University is however, directed to calculate the amount of arrears of salary as has been directed by Hon'ble the Supreme Court. The respondent - University shall also come



with a reasonable offer which it can offer to the petitioner in lieu of his rights emanating from the orders passed in his favour.

5. List this case on 11th March, 2025.

(DINESH MEHTA),J

27-Arun/-