

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

S.B. Civil Writ Petition No. 4301/2026

Bhanwarlal Panwar S/o Late Shri Vora Ram, Aged About 62 Years, Residing At 105 Nehru Nagar, Behind Mali Hostel, College Road, Falna, Tehsil Bali, District Pali.

-----Petitioner

Versus

1. State Of Rajasthan, Through Secretary, Department Law And Legal Affairs, Jaipur.
2. District And Session Judge, (Disciplinary Authority), Pali.

-----Respondents

For Petitioner(s) : Mr. Pushkar Paimni

HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA

Order

26/02/2026

1. Learned counsel for the petitioner while referring to Rule 7 of the Rajasthan Civil Service (Pension) Rules, 1996 ('Rules of 1996') submits that before serving the charge-sheet upon a retired employee, the respondents are under an obligation to send the sanction to the Governor. He submits that in the instant case the respondents while issuing charge-sheet to the petitioner by way of memorandum of charges dated 04.12.2025 (Annex.4) under Rule 16 of the Rajasthan Civil Services (Classification, Control and Appeal) Rules 1958 have not taken such sanction from the Governor. He submits that thus the said action of the respondents is in contradiction to the Rule 7 (2) (b) of the Rules of 1996.
2. The matter requires consideration.
3. Issue notice to the respondents. Issue notice of the stay application also returnable within a period of four weeks.

4. In the meanwhile and till the next date, the memorandum of charges dated 04.12.2025 (Annex.4) and the consequential proceedings are stayed.

5. Connect the matter with S.B. Civil Writ Petition No. 4244/2026.

(CHANDRA SHEKHAR SHARMA),J

165-chandani/-