

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

S.B. Civil Writ Petition No. 4606/2026

1. Sumitra D/o Ganga Singh Bheri, Aged About 48 Years, R/o Vpo Ramshratal, Tehsil Sidhmukh District Churu. Presently Posted As Physical Education Teacher, Mandir Balika, Upper Primary School Ram Basrajarh, District Churu.
2. Govind Prasad Sharma S/o Manglu Ram Sharma, Aged About 49 Years, R/o Gram Post Boontiya Tehsil And District Churu. Presently Posted As Physical Teacher, Government Senior Secondary School, Raipuriya District Churu.
3. Surendra Kumar Tanwar S/o Devi Dutt Tanwar, Aged About 59 Years, R/o Shiv Colony Near Industrial Area Ward No. 1 District Churu. Presently Posted As Senior Teacher, Government Senior Secondary School, Ramsara, District Churu.
4. Santra Devi D/o Dayanand, Aged About 53 Years, R/o Bhamasi, Mundi Tal, Tehsil Rajgarh, District Churu. Presently Posted As Teacher, Government Senior Secondary School, Banwari Devi Suthar, Bidasar.
5. Girwar Singh S/o Prahlad Singh, Aged About 55 Years, R/o Vpo Kotwad Tal, Tehsil And District Churu. Presently Posted As Teacher Level-I, Government Senior Secondary School, Kotwad Tal, District Churu.
6. Suman Rathore W/o Rajveer Singh, Aged About 54 Years, R/o P.n.- B-68, Sector-I, Sainik Basti, District Churu. Presently Posted As Senior Teacher, Government Senior Secondary School, Binasar, District Churu.
7. Vijender Singh S/o Ram Singh Sihag, Aged About 55 Years, R/o Vpo Ramsara Tal, Tehsil Sidhmukh, District Churu. Presently Posted As Lecturer, Government Senior Secondary School, Suratpura, District Churu.
8. Uma Shankar S/o Banwari Lal, Aged About 55 Years, R/o Behind Police Station Ward No. 8, P.o. Taranagar, District Churu. Presently Posted As Senior Teacher, Government Upper Primary School, Gogatiya Kachchhawtan, Tehsil Taranagar, District Churu.
9. Bimla Devi D/o Bhaktawar Singh, Aged About 52 Years,

R/o Gram Hameerwas, Tehsil Rajgarh, District Churu. Presently Posted As Teacher, Government Primary School, Jhidi Mohalla, Sardapura, District Churu.

10. Roop Singh S/o Surajan Singh, Aged About 57 Years, R/o 201, Garh Ke Pas, Khinvasar, Tehsil And District Churu. Presently Posted As Teacher, Khemka Government Upper Primary School, District Churu.
11. Pawan Kishor Barthwal S/o Anusuya Prasad Barthwal, Aged About 59 Years, R/o Barthwal Bhawan, Dada Wadi Ke Piche Ward No. 3, District Churu. Presently Posted As Teacher Level-Ii, Government Primary School, Mohalla Katikan , District Churu.
12. Subhash Chandra Meel S/o Chetan Ram, Aged About 55 Years, R/o Gram Thalori, Post Indrapura , District Churu. Presently Posted As Senior Teacher, Mahatma Gandhi Government School, Ghantel, District Churu.
13. Sumer Singh S/o Amar Singh, Aged About 54 Years, R/o Gram Ghanau, Tehsil Sidhmukh, District Churu. Presently Posted As Vice Principal, Government Senior Secondary School, Ghanau, District Churu.
14. Gopi Ram S/o Bhomaram, Aged About 54 Years, R/o Gram Post Boontiya, Tehsil And District Churu. Presently Posted As Physical Teacher, Government Senior Secondary School, Barjangsar Sardarshahar, District Churu.
15. Hosiya Chander Saraswat D/o Mohan Lal Saraswat, Aged About 55 Years, R/o Gram Sahjoosar, District Churu. Presently Posted As Vice Principal, Government Senior Secondary School, Lakhau, District Churu,
16. Rajveer Singh S/o Rampal Singh, Aged About 58 Years, R/o Vpo Rampura Beri Tehsil Rajgarh, District Churu. Presently Posted As Lecturer, Government Senior Secondary School, Bangothari, Tehsil Chirawa, District Jhunjhunu.
17. Karan Singh S/o Tarachand, Aged About 51 Years, R/o Gram- Lutana Puran, Post Lasedi, Tehsil Rajgarh, District Churu. Presently Posted As Physical Teacher, Shahid Deputy Commandant Vijaypal Singh Government Senior Secondary School, Gagarwas, Rajgarh.

18. Parmeshwar Lal S/o Ghisa Ram, Aged About 53 Years, R/o Vpo Dhadar District Churu. Presently Posted As Teacher Level-I, Government Senior Secondary School, Lakhau District Churu.
19. Vinod Kumar S/o Hari Ram Poonia, Aged About 48 Years, R/o Gram Post Dhani Mauji, Tehsil Rajgarh, District Churu. Presently Posted As Senior Teacher, Government Seth Laxminarayan Bagla Balika Senior Secondary School, District Churu.
20. Arvind Kumar Soni S/o Kishan Lal Soni, Aged About 54 Years, R/o 40 Pink House Ward No. 11 Naya Bas, District Churu. Presently Posted As Senior Teacher, Government Seth Laxminarayan Bagla Balika Senior Secondary School, District Churu.
21. Ramlal Khairuwa S/o Arjun Ram Khairuwa, Aged About 60 Years, R/o Gram Dhani Ranwan, Post Dudhwakhara, Tehsil And District Churu. Retired From The Post Of Senior Teacher.
22. Anita Devi D/o Mani Ram, Aged About 55 Years, R/o Vpo Bhojan, Tehsil Rajgarh, District Churu. Presently Posted As Teacher Level-Ii, Government Senior Secondary School, Kherubadi.
23. Ramesh Kumar S/o Ram Dhan, Aged About 53 Years, R/o Gram Post Thanmathoi, Tehsil Rajgarh, District Churu. Presently Posted As Senior Teacher, Government Girls Senior Secondary School, Navsavjit, Sadulpur, District Churu.
24. Hari Prasad Bhargava S/o Ram Chandra Bhargava, Aged About 59 Years, R/o Ward No. 1, Mohalla Bhargava Maharana Pratpa Chok, Sadulpur, District Churu.
25. Baldev Singh S/o Chandra Ram, Aged About 56 Years, R/o Pragatinagar Sujangarh, District Churu. Presently Posted As Vice Principal, Shri Ganishiram Jhanwar Government Girls Senior Secondary School, Sujangarh.
26. Ashok Kumar S/o Sheo Ram, Aged About 47 Years, R/o Gram Post Hameerwas, Tehsil Rajgarh, District Churu. Presently Posted As Senior Teacher, Mahatma Gandhi Government School, Rampura Tehsil Rajgarh District Churu.

27. Om Praaskh Nayak S/o Mangla Ram Nayak, Aged About 50 Years, R/o Vpo Meloosar, Tehsil Ratangarh, District Churu. Presently Posted As Teacher Level-I , Government Senior Secondary School, Meloosar, Ratangarh.
28. Koshalya Choudhary D/o Mohanlal Garhwal, Aged About 54 Years, R/o Vpo Meghsar Tehsil And District Churu. Presently Posted As Teacher Level-I, Government Senior Secondary School, Hudera Aghuna, Ratangarh.
29. Oman Singh S/o Mangej Singh, Aged About 58 Years, R/o Village Untwaliya, District Churu. Presently Posted As Senior Physical Teacher, Government Senior Secondary School, Sirska, District Churu.
30. Surendar Kumar Saharan S/o Birbal Ram, Aged About 55 Years, R/o Dhani Asha District Churu. Presently Posted As Government Senior Secondary School Khiwansar, District Churu.
31. Ameer Singh S/o Nihal Singh, Aged About 54 Years, R/o Than Mathooi, Tehsil Rajgarh, District Churu. Presently Posted As Teacher Grade -Iii, Level-Ii, Government Gandhi Balmandir Upper Primary School, Rajgarh.
32. Mohan Lal Sharma S/o Kani Ram Sharma, Aged About 55 Years, R/o Vpo Khandwa, Tehsil And District Churu. Presently Posted As Lecturer, Government Senior Secondary School, Buchawas, Taranagar, District Churu.
33. Anita D/o Hariram Mahla, Aged About 54 Years, R/o Ward No. 24 Poonia Colony District Churu. Presently Posted As Teacher Level-Ii, Government Senior Secondary School, Dhani D.s. Pura.
34. Lal Chand S/o Hanuman Prasad, Aged About 55 Years, R/o Vpo Sirsala, Tehsil And District Churu. Presently Posted As Physical Teacher, Kabir Government Senior Secondary School, District Churu.
35. Mahaveer Prasad Meena S/o Baluram Meena, Aged About 54 Years, R/o Ratannagar Ward-5 ,tehsil And District Churu. Presently Posted As Senior Physical Teacher, Shahid Head Constable Palsingh Government Senior Secondary School, Jasrasar, District Churu.
36. Om Prakash S/o Jai Karan, Aged About 54 Years, R/o Village Harpalu Kubri, Tehsil Rajgarh, District Churu.

Presently Posted As Vice Principal, Government Senior Secondary School, Chandgotni, District Churu.

37. Karan Singh S/o Mangla Ram, Aged About 54 Years, R/o Vpo Janau Khari, Tehsil Rajgarh, District Churu. Presently Posted As Vice Principal, Government Senior Secondary School, Bangothari, Pilani.
38. Mani Ram S/o Ramji Lal, Aged About 54 Years, R/o Village Harpalu Kubari Tehsil Rajgarh, District Churu. Presently Posted As Teacher Grade-Ii, Government Upper Primary School, Dandeu Mohan Singh, District Churu.
39. Murti Devi D/o Dharm Pal, Aged About 57 Years, R/o Jyoti Nagar, Sankhu Road Sadulpur, District Churu.
40. Smt. Manju Verma D/o Guljhari Lal Verma, Aged About 54 Years, R/o Ward No. 3, M.p. Chook, Sadulpur District Churu. Presently Posted As Senior Teacher, Government Senior Secondary School, Gothyan Bari, District Churu.
41. Satyaveer Singh S/o Prithvi Singh, Aged About 56 Years, R/o Harpalu Kubari, Tehsil Rajgarh, District Churu. Presently Posted As Senior Teacher, Government Senior Secondary School, Jodhasar, District Bikaner.
42. Urmila Kumari D/o Banwari Lal, Aged About 47 Years, R/o Vpo Dhana Bhakran, Taranagar, District Churu. Presently Posted As Physical Teacher Grade-Iii, Government Senior Secondary School, Bhalau, Taranagar, District Churu.
43. Kumari Geeta D/o Banwar Lal, Aged About 49 Years, R/o Binasar, District Churu. Presently Posted As Physical Teacher, Government Senior Secondary School, Malasi Sujangarh, District Churu.
44. Pratap Singh S/o Jhindu Ram, Aged About 55 Years, R/o Vpo Dabri Bhadra, District Hanumangarh. Presently Posted As Teacher Grade-Ii, Government Senior Secondary School, Shivdanpura, Budher.
45. Surender Kumar Sharma S/o Chanan Ram Sharma, Aged About 69 Years, R/o 8-C-14, Jnr District Sriganganagar. Retired From The Post Of Principal.

-----Petitioners

Versus

1. The State Of Rajasthan, Through Secretary, Education Department, Government Of Rajasthan, Secretariat,

Jaipur.

2. The Secretary, Department Of Finance, Government Of Rajasthan, Secretariat, Jaipur.
3. Director, Secondary Education Department, Rajasthan, Bikaner.
4. Director, Elementary Education Department, Rajasthan, Bikaner.
5. Joint Director, School Education, Bikaner Division, Bikaner.
6. Joint Director, School Education, Churu Division, Churu.
7. District Education Officer (Hq), Secondary Education Department, District Hanumangarh.
8. District Education Officer (Hq), Elementary Education Department, District Hanumangarh.
9. District Education Officer (Hq), Secondary Education Department, District Sri Ganganagar.
10. District Education Officer (Hq), Elementary Education Department, District Sri Ganganagar.
11. District Education Officer (Hq), Secondary Education Department, District Churu.
12. District Education Officer (Hq), Elementary Education Department, District Churu.
13. District Education Officer (Hq), Secondary Education Department, District Jhunjhunu.
14. District Education Officer (Hq), Elementary Education Department, District Jhunjhunu.

-----Respondents

For Petitioner(s) : Mr. Vishal Jangid

HON'BLE DR. JUSTICE NUPUR BHATI

Order

24/02/2026

1. Learned counsel for the petitioners, at the outset, submits that the controversy raised in the instant writ petition, is no more

res-integra in view of the adjudication by a Coordinate Bench of this Court in the case of **Jorawar Singh Vs. State of Rajasthan & Ors. : S.B. Civil Writ Petition No.555/2005**, decided on 07.11.2006, observing thus:

“It is not at all in dispute that the appointment was given to the petitioner by way of direct recruitment as a consequence to regular selection proceedings conducted under the Rules of 1971 by order dated 3.2.1992 and the petitioner joined service in pursuant thereto on 14.2.1992, therefore, he became a substantive employee of Government of Rajasthan on 14.2.2002. The respondents did not allow salary for summer vacations to the petitioner under administrative instructions that prescribes that the persons employed after 31st December of the preceding year shall not be given salary for the summer vacations. However, it does not change nature of appointment of the person so employed. As stated above, the petitioner was appointed as a Teacher Gr.III under the Rules of 1971 by order dated 3.2.1992, therefore, he is required to be treated as a substantive employee from the date he joined service i.e. 14.2.1992. The date of the initial appointment of the petitioner, therefore, is 14.2.1992 and not 1.7.1992 as considered by the respondents. I also do not find any reason to disallow salary to the petitioner for the period of summer vacations in the year 1992, merely on the count that an order of appointment was issued in that year only. The counsel for the State also failed to give any rational in giving salary for summer vacations to the petitioner.

Accordingly, this petition for writ is allowed. The respondents are directed to allow selection grade to the petitioner by considering 14.2.1992 as the date of his initial appointment in government service. The petitioner is also entitled for all other ancillary and consequential benefits including the salary for the period of summer vacations of 1992. No order to costs.”

2. Learned counsel for the petitioners further submits that, for the present, the petitioners would be satisfied if the respondent State is directed to address their representation within a time frame in the backdrop of the order dated 07.11.2006 passed in the case of *Jorawar Singh (supra)*, which he is ready and willing to address within two weeks hereinafter.

3. In view of the limited prayer addressed; the instant writ proceedings stand closed with a direction to the petitioners to address a comprehensive representation to the respondents ventilating his grievances.

4. In case, a representation is so addressed within the aforesaid period, the competent authority of the respondents is directed to consider and decide the same by a reasoned and speaking order, in accordance with law, as expeditiously as possible; however, in no case later than twelve weeks from the date of receipt of the representation along with a certified copy of this order.

5. With these observations and directions, as indicated above, the writ petition as well as stay petition are disposed of.

6. The order has been passed based on the submissions made in the petition, the respondents would be free to examine the veracity of the submissions made in the petition and only in case, the averments made therein are found to be correct, the petitioners would be entitled to the relief.

(DR.NUPUR BHATI),J