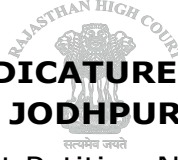




**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**



S.B. Civil Writ Petition No. 4686/2026

1. Barda Ram Bhil S/o Shri Bhuwana Ram Bhil, Aged About 58 Years, R/o V/p Gangithala, Teh Jahajpur, Dist. Bhilwara (Raj.)
2. Shambhu Lal Harijan S/o Shri Bhagirath Harijan, Aged About 54 Years, R/o V/p Pander, Teh- Jahajpur, Dist- Bhilwara (Raj.)
3. Phool Singh Meena S/o Shri Soram Meena, Aged About 49 Years, R/o Village Biramta, Post- Biletha, Teh- Jahajpur, Dist- Bhilwara (Raj.)
4. Usha Nagar D/o Shri Prabhu Lal Grag, Aged About 59 Years, R/o Near Shiv Mandir Railmagra, Teh- Railmagra, Dist- Rajasamand (Raj.)
5. Manmohan Soni S/o Shri Radheshyam Soni, Aged About 58 Years, R/o 13-D-4 New Bhupalnagar, Bhilwara Dist- Bhilwara (Raj.)
6. Axayraj Singh Jhalla S/o Shri Udai Singh Jhalla, Aged About 59 Years, R/o Sahada, Dist- Bhilwara (Raj.)
7. Chhatrapal Singh Purawat S/o Shri Lal Singh Purawat, Aged About 49 Years, R/o Village Akola Purawatn Ka, Post- Kodukota, Dist- Bhilwara (Raj.)
8. Susheela Jat D/o Both Lal Jat (W/o Leheru Lal Jat), Aged About 61 Years, R/o Water Works Ke Samne Pur Road, Jawahar Nagar, Dist- Bhilwara (Raj.)
9. Seema Rathi D/o Ladu Ram Rathi, Aged About 57 Years, R/o G-225 Azad Nagar Bhilwara, Dist- Bhilwara (Raj.)
10. Lalita Tailor D/o Bhanwer Lal Tailor (W/o Amit Kumar Tailor, Aged About 54 Years, R/o 63 Extention West, Subhash Nagar, Bhilwara, Dist.- Bhilwara (Raj.)
11. Saroj Sharma D/o Shri Banshi Lal Sharma (W/o Purushottam Paliwal), Aged About 57 Years, R/o G 250 Subhash Nagar Bhilwara, Dist.- Bhilwara (Raj.)
12. Abha Sharma D/o Ramesh Chandra Sharma, Aged About 56 Years, R/o 6-E-34 New Housing Board, Near Soni Hospital Shastri Nagar Bhilwara, Dist- Bhilwara (Raj.)
13. Sharda Purohit D/o Chotu Lal Purohit (W/o Prem Kumar Upadhyay), Aged About 49 Years, R/o Gega Ka Khera,



Post- Gega Ka Khera, Tehsil- Kotri, Dist- Bhilwara (Raj.)

14. Parvati Upadhyay D/o Purushottam La Upadhyay (W/o Shanti Sagar Chaturvedi), Aged About 50 Years, R/o E-44/4 Staff Colony Adityapuram, Tehsil- Chittorgarh, Dist- Chittorgarh (Raj.)
15. Indira Baheti D/o Bhagchand Baheti (W/o Ghanshyam Jhanwar), Aged About 49 Years, R/o Chittor Road Begun, Tehsil- Begun, Dist- Chittorgarh (Raj.)
16. Mukesh Kumar Swarnkar S/o Rampal Swarnkar, Aged About 57 Years, R/o 8E-22 R.c. Vyas Colony Bhilwara, Dist- Bhilwara (Raj.)

----Petitioners

Versus

1. State Of Rajasthan, Through The Principal Secretary, Department Of School Education, Government Of Rajasthan, Jaipur (Raj.).
2. The Department Of Finance, Through The Secretary (Finance), Secretariat Building, Jaipur (Raj.)
3. The Director (Secondary Education), Rajasthan, Bikaner (Raj.)
4. The Director (Elementary Education), Rajasthan, Bikaner (Raj.)
5. The District Education Officer (Secondary Education), Bhilwara (Raj.).
6. The District Education Officer (Elementary Education), Bhilwara (Raj.)
7. The District Education Officer (Secondary Education), Chittorgarh (Raj.).
8. The District Education Officer (Elementary Education), Chittorgarh (Raj.)

----Respondents

For Petitioner(s) : Mr. Jitendra Singh for Mr. BL Jat

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 application, is no more res-integra in view of the adjudication by a Coordinate Bench of this Court in the case of **Yogesh Kumar Pareek Vs. The State of Rajasthan:SBCWP No.3534/2009**, decided on 20th January, 2014, observing thus:

“It is stated that petitioner was appointed on regular basis on the post of Teacher vide order dated 24.01.1992. After joining on 28.01.1992, petitioner was entitled for benefit of service and salary for summer vacation. Respondents denied aforesaid benefit and increment was shifted to the month of March despite of joining of petitioner in the month of January. Accordingly, the respondents be directed to pay salary of summer vacation and also the date of increment be made to January, 1993.

The officer-in-charge of the respondents could not justify the action of the respondents, inasmuch as Circular dated 28.07.2003 clarified that if employee has been appointed on regular basis on probation then he would be entitled for salary of summer vacation even if appointment is after 31st December.

No justification is given by the respondents for denial of benefit of increment from January other than erroneously correlating it with the benefit of selection scale and thereby, shifting it by 48 days.

I find the action of respondents is illegal, inasmuch as the petitioner is entitled for the benefit of salary of summer vacation as he is covered by the Circular. The petitioner should be given increment counting his service from the date of joining and not by shifting it to the month of March.

Accordingly, the writ petition is allowed and consequential benefit would be given to the petitioner as referred above. He would be entitled to other benefits based on appointment order dated 24.01.1992 and his joining on 28.01.1992, thus benefit of selection scale would also be determined.”

2. Learned counsel further submits that, for the present, the petitioners would be satisfied if the State-respondents to address



his representation within a time frame in the backdrop of the order dated 20th January, 2014 in the case of Yogesh Kumar Pareek (supra), which they are ready and willing to address within two weeks hereinafter.

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

4. In case, a representation is so addressed within the aforesaid period, the State-respondents are 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 the observations and directions, as indicated above, the writ application stands disposed of. Stay petition also stands disposed of accordingly.

(DR.NUPUR BHATI),J