

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

S.B. Civil Writ Petition No. 4698/2026

1. Ram Niwas Prajapat S/o Shri Paras Ram, Aged About 52 Years, R/o Behind Sabzi Mandi, Bangla Nagar, Bikaner.
2. Haji Mohammad Padihar S/o Sh. Chhotu Khan, Aged About 51 Years, R/o Near Moharam Chowk, Sarvodaya Basti, Bikaner.
3. Sharwan Kumar S/o Gokul Ram, Aged About 50 Years, R/o Ward No. 15, Chak Vijaysinghpura, Jhajhoo, Bikaner.
4. Subhash Chandra Meena S/o Shri Mali Ram Meena, Aged About 46 Years, R/o 4 Shiv Bari Road, Shiv Colony, Shivbari (Rural) Bikaner.
5. Jeet Singh Bhati S/o Shri Malam Singh Bhati, Aged About 52 Years, R/o A-200, R. K Puram Colony, Jaipur Road, Bikaner
6. Om Prakash Meghwal S/o Shri Keshu Ram Meghwal, Aged About 54 Years, R/o Meghwalon Ka Baas, Belasar P.O. Belasar, Bikaner
7. Roshan Ali S/o Shri Bashir Khan, Aged About 46 Years, R/o Gali No. 17, Dhobi Talai, Bikaner.
8. Subhash Vishnoi S/o Late Gajanand Vishnoi, Aged About 42 Years, R/o Village Kakara, Tehsil Nokha, Bikaner.

-----Petitioners

Versus

1. State Of Rajasthan, Through The Principal Secretary, Transport Department, Government Of Rajasthan, Secretariat, Jaipur.
2. Rajasthan State Road Transport Corporation, Through The Managing Director, Parivahan Marg, Choumu House, Jaipur (Rajasthan).
3. Executive Director (Admin), Rsrtc, Parivahan Marg, Choumu House, Jaipur (Rajasthan).
4. Chief Manager, Rsrtc Bikaner Depot, Bikaner, Rajasthan

-----Respondents

For Petitioner(s) : Mr. Avinash Acharya
Ms. Shweta Purohit

For Respondent(s) : Ms. Kamini Chauhan

HON'BLE DR. JUSTICE NUPUR BHATI

Order

24/02/2026

1. This writ petition has been filed by the petitioners with following prayers:-

"(i) The writ petition may kindly be allowed.

(ii) The respondents may kindly be directed to count the seniority of the petitioners from the date of their initial appointment.

(iii) The respondents may kindly be directed to include the period of probation of 3 years in regular service for the purpose of granting 1st and 2nd ACP benefits to the petitioners with all consequential benefits including seniority, annual grade increments, promotion etc;

(iv) The respondents may kindly be directed to grant the 1st & 2nd ACP benefits to the petitioners on completion of 9 & 18 years of service counting their seniority from the date of initial appointment and modify the orders to that extent, if already been issued by the respondent.

(v) The respondents may kindly be directed to grant due arrears to the petitioners along with interest @ 18% p.a.;

(vi) Quash and set aside the impugned order dt. 21.5.2004 (Ann.3)

(vii) Any other appropriate direction or order which this Hon'ble Court deems fit in the facts and circumstances of the case may kindly be granted."

2. During course of arguments, learned counsel for petitioners while referring order dated **03.05.2023 in S.B. Civil Writ Petition No. 6074/2023 titled as "Bhanwar Nath and Ors. Vs. Rajasthan State Road Transport Corporation & Ors"** decided by a Co-ordinate Bench at Principal Seat, Jodhpur submits that the petitioners may be granted permission to file an appropriate representation before the respondents-Authority to consider and resolve their grievances in light to ratio decided on **25.01.2017 in S.B. Civil Writ Petition No. 8810/2014 "Tara Chand Vs. Rajasthan State Road Transport Corporation & Anr."**

3. Learned counsel for the respondent is not in a position to refute the same.

4. Considered the grievance raised herein, the petitioners are given a liberty to submit a representation to the respondents-Authority within a period of 30 days raising all grounds and the respondents-Authority are directed to decide the representation in light of ratio as laid down in case of **Tara Chand Vs. Rajasthan State Road Transport Corporation (supra)**, and relied in case of **Bhanwar Nath and Ors. Vs. Rajasthan State Road Transport Corporation (supra)**. In case of deviation, the respondents are directed to decide the representation with a reasoned and speaking order within a period of 30 days from date of receipt of representation. After passing the order, the respondents are under an obligation to communicate the decision to the petitioners either by way of speed post or through E-mail, if petitioners have provided E-mail in their representation. If the petitioners are still aggrieved, they have a liberty to approach this Court with fresh petition.

5. With the aforesaid directions, the present writ petition with pending application, if any, stands disposed of.

(DR.NUPUR BHATI),J