

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

S.B. Civil Writ Petition No. 5009/2026

1. Suresh Chand Saini S/o Shri Puranmal Saini, Aged About 56 Years, R/o Bagar Ka Mohalla, Scheme No. 04, Alwar, District Alwar, Rajasthan.
2. Abdul Gaffar Khan S/o Shri Isab, Aged About 48 Years, R/o Village Bijopur, Post Chandolo, Tehsil And District Alwar, Rajasthan.

-----Petitioners

Versus

1. State Of Rajasthan, Through The Secretary, Department Of Technical Education, Government Of Rajasthan, Jaipur, Rajasthan.
2. The Director, Technical Education (Training), W-6, Residency Road, Jodhpur, District Jodhpur, Rajasthan.
3. The Deputy Director, Technical Education (Training) Zonal Office Jodhpur, District Jodhpur, Rajasthan.
4. The Principal, Government Industrial Training Institute, Alwar, District Alwar, Rajasthan.

-----Respondents

For Petitioner(s) : Ms. Anita Gehlot

HON'BLE MR. JUSTICE FARJAND ALI

Order

27/03/2026

1. Heard on the interim stay application.
2. The learned counsel appearing for the petitioner submits that the service of the petitioner was taken as Guest Faculty Junior Instructor. Though, the post name is Guest Faculty Junior Instructor, however, their services are taken on regular basis by assigning classes on daily basis. The petitioner is serving with the respondents as a Guest Faculty Junior Instructor for last many years.
3. This Court having considered the very concept of Guest Faculty is of the view, prima facie, though the petitioner is working

in the name of Guest Faculty Junior Instructor, his service is taken adhoc basis regularly. The State has adopted this method of appointing Guest Faculty as a new device to overcome initiation of the regular process of appointment and appointment on adhoc basis or contractual basis to avoid claims for regularisation under the relevant Rules. Therefore, this Court, prima facie, feels that the concept of Guest Faculty Junior Instructor is adopted in order to avoid regular appointments/adhoc appointments.

4. It is informed by the learned counsel for the petitioners that the issue regarding Guest Faculty is pending consideration before the Larger Bench.

5. In such circumstances, the State Authorities are directed not to proceed with the new appointments in the name of Guest Faculty wherever such Guest Faculty Junior Instructor (Machinist/Tools & Die Maker Instructor) are working until the Larger Bench decides the reference in this regard. The respondents are further directed to allow the existing Guest Faculty Junior Instructor/Employees including the present petitioners till such decision.

6. Issue notice to the respondents, returnable within a period of four weeks.

7. The respondents are at liberty to file reply, if any, along with application seeking vacation of the interim order.

8. List the matter on 16.04.2026.

(FARJAND ALI),J