

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

S.B. Civil Writ Petition No. 6157/2026

Ashish Dwivedi S/o Shri C.s. Dubey, Aged About 61 Years,
Resident Of A-15, Fateh Royal Residency, Roop Nagar, Jalore.

-----Petitioner

Versus

1. The State Of Rajasthan, Through The Joint Secretary,
Department Of Personnel, Government Of Rajasthan,
Secretariat, Jaipur, Rajasthan.
2. The Principal Secretary, Public Health Engineering
Department, Government Of Rajasthan, Secretariat,
Jaipur, Rajasthan.
3. The Chief Engineer (Administration), Public Health
Engineering Department, Jal Bhawan, Jaipur, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Sachin Saraswat
For Respondent(s)	:	

HON'BLE MR. JUSTICE SANJEET PUROHIT

Order

19/03/2026

1. Learned counsel for the petitioner submits that petitioner was working as Executive Engineer in PHD Department. A chargesheet dated 26.04.2017 was served upon petitioner; and the Enquiry Officer, vide its report (Annexure- 2), concluded that charges levelled against petitioner were not true. In reference to said inquiry report, Deputy Secretary, Department of Personnel, vide order dated 25.01.2023, expressed dissatisfaction with the conclusion drawn by Enquiry Officer and directed petitioner to submit representation, which petitioner has already submitted.

2. It is stated that petitioner has already retired from service, however, since no final order has been passed by Respondent Authorities, retiral / pensionary benefits have not been released in favor of petitioner.

3. Learned counsel for the petitioner further submits that another Executive Engineer, PHD Department, Mr. Manish Beniwal, was also served with a similar charge sheet; however, he has been exonerated from all charges levelled against him and all service benefits have been granted in his favour.

4. Learned counsel for the petitioner argues that withholding pensionary and retiral benefits of petitioner is causing grave financial hardship to petitioner and his family. In this background, learned counsel for the petitioner seeks limited indulgence of this Court for issuance of appropriate directions to Respondent No. 1 to take a final decision in relation to the Enquiry of petitioner.

5. Looking to the fact that petitioner has already retired and appropriate decision has not been taken, in relation to the pending enquiry against him, for the last three years, this Court deems it appropriate to direct Respondent No. 1 to decide the representation of petitioner expeditiously. Petitioner shall file fresh representation detailing all his grievances to Respondent No. 1 within a period of 10 days from today. On receipt of such representation, Respondent No. 1 shall consider the same and take a final decision thereon within a period of two months thereafter. Respondent No. 1 is expected to strictly comply with the directions given by this Court herein and complete the whole exercise within the time frame stipulated by this Court. In the event, petitioner is found to be innocent in relation to charges

levelled against him, appropriate orders shall be passed, and pensionary benefits shall be released to petitioner forthwith.

6. With these directions, instant writ petition is disposed of.

7. Stay petition and all other pending applications, if any, also stand disposed of.

8. It shall be open to petitioner to approach this Court again if need so arises.

(SANJEET PUROHIT),J

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