

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

S.B. Civil Writ Petition No. 6360/2026

Managing Committee, Shree Vaidik Kanya Kanya Pathshala Samiti, Bagar Chowk, Jodhpur Through Is Recognized Representative Manager, Madhosingh Sankhla S/o Sh. Mohan Singh Ji, Aged About 56 Years R/o Ramola, Outside Nagori, Gate, Jodhpur.

-----Petitioner

Versus

1. Director, Secondary Education, Rajasthan, Bikaner.
2. Smt. Sunita Parihar D/o Sh. Mahesh Parihar, R/o Plot No.3, Puneet Nagar, Lal Sagar, Mandore, Jodhpur.

-----Respondents

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| For Petitioner(s) | : | Mr. Anil Vyas |
| For Respondent(s) | : | -             |

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**HON'BLE MR. JUSTICE MUKESH RAJPUROHIT**

**Order**

**23/03/2026**

1. Learned counsel for the petitioner-institute submits that the respondent No.2 has initiated the Execution Proceedings against the petitioner-institute. It is contended by learned counsel that the school run by the petitioner-institute was receiving Grant in aid and as such the school committee is responsible for only 10% of the salary and for remaining 90% of salary, she has to claim the same from the State Government. However, the Executing Court has initiated the proceedings against the petitioner-institute for the entire amount.
2. The matter requires consideration.
3. Admit. Issue notice. Issue notice of stay application also, returnable within a period of four weeks.

4. In the meanwhile and till the next date, further proceedings in the Execution Petition No.05/2010, pending before the Civil Judge & Judicial Magistrate, Jodhpur Metropolitan, Jodhpur shall remain stayed qua the petitioner subject to the condition that the petitioner- institute deposits 10% of the amount (with interest) awarded by the Tribunal vide judgment dated 11.08.2009 within a period of eight weeks. The amount previously deposited, if any, shall be adjusted.
5. Upon deposit, the amount shall be disbursed to the respondent No.2 on filing appropriate application.
6. It is made clear that if the amount as directed by this Court is not deposited within the stipulated time, the respondent No.2 shall be free to proceed with the execution of the impugned judgment.
7. List this matter after eight weeks.

**(MUKESH RAJPUROHIT),J**