

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

S.B. Civil Writ Petition No. 8639/2025

Mahendra Kumar Sen S/o Shri Roop Chand Sen, Aged About 47 Years, R/o Opposite Tichyatol Colony Street, Pathik Nagar 2, Village And Post Bijoliya Kalan, Bhilwara. (Presently Posted As Junior Assistant In Mining Engineer, Bijoliya)

----Petitioner

Versus

1. State Of Rajasthan, Through The Principal Secretary, Department Of Mines, Government Of Rajasthan, Secretariat, Jaipur.
2. The Director, Mines And Geology, Directorate Of Mines And Geology, Government Of Rajasthan, Udaipur.
3. Additional Director (Mines), Udaipur Zone, Hiran Magri, Udaipur.
4. Superintendent Mining Engineer (Vigilance), Department Of Mines And Geology, Bhilwara.
5. The Mining Engineer, Department Of Mines And Geology, Bijoliya, Rajasthan.

----Respondents

For Petitioner(s) : Mr. Avinash Acharya with
Mr. Binja Ram

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

25/04/2025

1. Heard learned counsel for the petitioner.
2. Learned counsel for the petitioner submits that the petitioner is being proceeded with by way of passing order dated 05.02.2025 by the respondent No.3-Additional Director (Mines), Udaipur Zone, Udaipur in *suo motu* appeal preferred by the Superintendent Engineer, Mines & Geology Department, Bhilwara. He further submits that on the same facts as mentioned in the order dated

05.02.2025, the petitioner is also facing a charge-sheet issued under Rule 17 of the Rajasthan Civil Services (Classification, Control & Appeal) Rules 1958 and, therefore, the proceedings initiated under the order dated 05.02.2025 cannot be continued.

3. The matter requires consideration.

4. Issue notice. Issue notice of stay application also, returnable on 15.05.2025.

5. Meanwhile and till the next date of hearing, further proceedings in pursuance of the order dated 05.02.2025 passed by the respondent No.3- Additional Director (Mines), Udaipur Zone, Udaipur qua the petitioner shall remain stayed.

(VINIT KUMAR MATHUR),J