

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

S.B. Civil Writ Petition No. 12576/2026

1. Ahmad Ali S/o Shri Abbas Ali, Aged About 59 Years, R/o Village And Post Kelwara, Tehsil Kumbhalgarh, District Rajsamand (Rajasthan).
2. Dildar Khan Pathan S/o Shri Bashir Khan, Aged About 57 Years, R/o Village Aret, Post Kadiya, Tehsil Kumbhalgarh, District Rajsamand (Rajasthan).
3. Jagdish Chandra S/o Shri Laduram Sain, Aged About 57 Years, R/o Village And Post Kelwara, Tehsil Kumbhalgarh, District Rajsamand (Rajasthan).

-----Petitioners

Versus

1. The State Of Rajasthan, Through The Principal Secretary To The Government, Department Of Education, Secretariat, Jaipur (Rajasthan).
2. The Director, Elementary Education, Rajasthan, Bikaner (Rajasthan).
3. The Joint Director, School Education, Udaipur Division, Udaipur (Rajasthan).
4. The District Education Officer (Headquarters), Elementary Education, Rajsamand (Rajasthan).

-----Respondents

For Petitioner(s) : Mr. Sunil Kumar Singodiya (through VC)

HON'BLE DR. JUSTICE NUPUR BHATI

Order

03/07/2026

Learned counsel for the petitioners submits that the petitioners were initially engaged as contractual employees and were subsequently regularized by the respondents and upon their regularization, they were granted the benefit of the Assured Career Progression (ACP) Scheme by counting their qualifying

service from the date of their regular appointment. He further submits that the respondents have issued the order dated 01.06.2026 (Annexure-6), whereby the earlier order dated 09.04.2025, under which the ACP Selection Scale had been granted to the petitioners, has been withdrawn with immediate effect. He also submits that the respondents have also directed to effect recovery from the petitioners of the excess amount. Learned counsel for the petitioner submits that neither the respondents have assigned any reason nor afforded the petitioners an opportunity of hearing.

The matter requires consideration.

Issue notice to the respondents. Issue notice of stay petition as well.

In the meanwhile and till the next date of hearing, the respondents are restrained from effecting recovery of the excess amount, if any, from the salary of the petitioners.

(DR.NUPUR BHATI),J