

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

S.B. Civil Writ Petition No. 12806/2026

Kanhaiya Lal Choubisa S/o Shri Kamla Shanker, Aged About 36 Years, Resident Of Village - Nimdi, Post - Charanjiya, Tehsil Khamnor, District Rajsamand, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Department Of Medical Education, Government Secretariat, Jaipur, Rajasthan.
2. The Additional Director (Administration), Rajasthan Medical Education Society (Rajmes), Directorate Of Medical Education, Jaipur, Rajasthan.
3. The Principal And Controller, Ravindranath Tagore (R.n.t.) Medical College And Associated Group Of Hospitals, Udaipur, Rajasthan.

-----Respondents

For Petitioner(s) : Mr. Bhagti Singh

HON'BLE DR. JUSTICE NUPUR BHATI

Order

03/07/2026

1. Learned counsel for the petitioner submits that the petitioner appeared before the respondents on 06.06.2026 to submit his joining at the place of posting, however, the respondents kept the petitioner's joining pending on the ground that a criminal case is pending against him. He submits that an FIR has been registered against the petitioner for offences punishable under Sections 419, 420 and 336 of the Indian Penal Code, as well as Sections 15(2) and 15(3) of the Indian Medical Council Act, 1956. He further submits that the last date for joining, which was initially fixed as 10.06.2026, was subsequently extended up to 03.07.2026.

Learned counsel for the petitioner also submits that, vide communication dated 06.06.2026, the respondents have otherwise found the petitioner to be fulfilling all the requisite qualifications and eligibility conditions, and the only impediment to accepting his joining is the pendency of the aforesaid criminal trial.

2. The matter requires consideration.
3. Issue notice to the respondents. Issue notice of stay application as well.
4. In case the last date for joining has been extended up to 03.07.2026, the respondents shall not cancel the candidature of the petitioner on the ground that he failed to join the duty pursuant to the impugned communication solely on account of the pendency of the criminal trial against him.

(DR.NUPUR BHATI),J