

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

S.B. Civil Writ Petition No. 12311/2025

Gopal Gurjar S/o Balu Gurjar, Aged About 46 Years, Resident Of Village Sankhra, Tehsil Kotri, District Bhilwara, At Present Occupying The Post Of Sarpanch / Administrator Of Gram Panchayat Sankhra, Panchayat Samiti Kotri, District Bhilwara (Raj.).

-----Petitioner

Versus

1. State Of Rajasthan, Through Secretary And Commissioner, Rural Development And Panchayati Raj Department (Panchayati Raj Department) Jaipur, Government Of Rajasthan, Secretariat, Jaipur.
2. Additional Commissioner And Deputy Secretary To Government Ii (Inquiry), Rural Development And Panchayati Raj Department (Panchayati Raj Department) Jaipur, Government Of Rajasthan, Secretariat, Jaipur.
3. Zila Parishad Bhilwara, Through Its Chief Executive Officer Having Its Office At Bhopalganj, Bhilwara, District Bhilwara, Rajasthan - 311001.
4. Block Development Officer, Panchayat Samiti Kotri, District Bhilwara Having Its Office Kotri, District Bhilwara.
5. Gram Panchayat Sankhra, Panchayat Samiti Kotri, District Bhilwara Through Its Secretary, Having Its Office At Village Sankhra, Tehsil Kotri, District Bhilwara.
6. District Collector, Bhilwara Having Its Office At Collectorate Office Bhilwara.

-----Respondents

For Petitioner(s)	:	Mr. Manas Ranchhor Khatri.
For Respondent(s)	:	Mr. Kuldeep Singh Solanki for Mr. I.R. Choudhary, AAG. Mr. B.S. Charan (for applicant).

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

04/08/2025

Issue notice to the respondents. Shri Kuldeep Singh Solanki associate to Shri I.R. Choudhary, AAG has put in appearance on behalf of the respondents.

Learned counsel for the petitioner submitted that the petitioner was given charge of Administrator. He submits that vide impugned order dated 10.06.2025, the petitioner was relieved from the post of Administrator on account of alleged irregularities committed by him. He submits that a charge-sheet has been issued to the petitioner on 02.06.2025. He further submits that a coordinate Bench of this Court, in the case of ***Puranmal vs. State of Rajasthan & Ors. (S.B. Civil Writ Petition No.5608/2025)*** decided on 17.05.2025, has been pleased to hold that before removing an Administrator from the post upon charge-sheet being issued against him, the provisions contained under Rule 22 of the Rajasthan Panchayati Raj Rules, 1996 are required to be followed. He submits that admittedly, in the present case, the procedure provided under Rule 22 of the Rules of 1996 has not been followed and only, the charge-sheet was served upon the petitioner and an order for removal has been passed.

Shri B.S. Charan, Advocate submits that he has filed an application seeking impleadment as party respondent on behalf of a person who has now been appointed as Administrator of Village Panchayat Sankhra, Panchayat Samiti Kotri, District Bhilwara.

Heard. Perused the judgment rendered in the case of ***Puranmal (supra)***.

This Court finds sufficient force in the submission made by the counsel for the petitioner and is satisfied that the controversy involved in this case, has already been put to rest by a coordinate Bench of this Court in the case of ***Puranmal (supra)***.

List the matter on 26.08.2025.

In the meanwhile, effect and operation of the impugned order dated 10.06.2025 (Annexure-4) passed by the Additional Commissioner and Deputy Secretary to Government II (Inquiry) shall remain stayed. However, the respondents shall be at liberty to proceed against the petitioner in accordance with Rule 22 of the Rajasthan Panchayati Raj Rules, 1996, if so advised.

(KULDEEP MATHUR),J

95-Tikam/-