

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

S.B. Civil Writ Petition No. 12528/2025

Bhagwati Lal S/o Shri Bardi Chand Sharma, Aged About 65 Years, Resident Of Aamli Tehsil Sarda Gangapur District Bhilwara.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Secretary, Department Of Home, Govt. Of Rajasthan, Secretariat, Jaipur.
2. The Director General Of Police, Headquarters, Jaipur.
3. The Inspector General Of Police, Ajmer Ragne, Ajmer.
4. The Superintendent Of Police, Bhilwara.

-----Respondents

For Petitioner(s)	: Mr. Arjun Singh Rathore
For Respondent(s)	: Mr. Ritu Raj Singh Bhati, GC. Mr. Raj Singh Bhati

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

05/05/2026

By way of filing the present writ petition under Article 226 of the Constitution of India, the petitioner has prayed for the following reliefs:

"It is, therefore, most humbly and respectfully prayed that :-

a) by an appropriate writ, order or direction the writ petition filed by the petitioner may kindly be allowed.

b) By an appropriate writ, order or direction, impugned action on the part of the respondent authorities in not releasing/granting due retiral benefits of the petitioner to him inspite of lapse of almost more than 5 years since his retirement may kindly be held illegal, arbitrary, unjust and same may kindly be quashed and set aside.

c) By an appropriate writ, order or direction the respondent authorities may kindly be directed to release the entire retiral benefits of the petitioner i.e. arrear of salary of period of suspension, gratuity, leave encashment, annual grade increment and benefit of 7th pay commission to the petitioner forthwith.

d) By an appropriate writ, order or direction, the respondent authorities may further kindly be directed to pay interest @ 18% per annum on the due retiral benefits of the petitioner.

e) By an appropriate writ, order or direction, the respondent authorities may kindly be directed to revise the pension of the petitioner by granting the annual grade increments and 7th pay commission.

f) Any other appropriate writ, order or direction which this Hon'ble Court deems just and proper in the facts and circumstances of the case may kindly be passed in favour of the petitioner.

g) Cost of the writ petition may please be awarded in favour of the petitioner."

2. The petitioner, while holding the post of ASI in the respondent department, was allegedly caught red-handed accepting a bribe of Rs. 5,000/-. An FIR was lodged against the petitioner, whereafter he faced a criminal trial before the learned Special Judge, P.C. Act Cases, Bhilwara. The learned Special Judge, P.C. Act Cases, Bhilwara, vide order dated 28.07.2023 passed in Sessions Case No. 89/2015 (49/12), has acquitted the petitioner of the offences under Section 7 of the P.C. Act.

3. After hearing learned counsel for the parties, this Court finds that after acquittal of the petitioner by the competent criminal court, though certain retiral/service benefits have already been released in his favour, the final pension has not yet been sanctioned. There is also a dispute with regard to the final amount of gratuity payable to the petitioner.

4. This Court deems it just and proper to dispose of the present writ petition with a direction to respondent No. 4 to ensure that the final pension and all retiral/service benefits are released in favour of the petitioner as expeditiously as possible, in conformity with the Rajasthan Civil Services (Pension) Rules, 1996, within a period of three months from today.

5. It is made clear that in case all retiral/service benefits are not released in favour of the petitioner in accordance with law within the stipulated period, then interest upon the delayed payment shall be charged from the erring officer by the police department.



6. With the aforesaid, the present writ petition, as well as the stay petition, stands disposed of.

(KULDEEP MATHUR),J

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