

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

S.B. Civil Writ Petition No. 13909/2026
CNR: RJHC010635322026
URN: CW / 25348U / 2026

Jai Goapl Vyas S/o Shri Ganga Ram, Aged About 78 Years,
Resident Of F-388 Murlidhar Vyas Colony, Bikaner, District
Bikaner.

----Petitioner

Versus

1. The State Of Rajasthan, Through Secretary, Medical And Health Department, Government Of Rajasthan, Secretariat, Jaipur.
2. Director (Non-Gazetted), Medical And Family Welfare Department, Swasthya Bhawan, Jaipur.
3. The Chief Medical And Health Officer, Bikaner.
4. Assistant Director, Pension And Pensioners Welfare Department, Bikaner.
5. Treasurer, Bikaner, Distt. Bikaner.

----Respondents

For Petitioner(s) : Mr. Manoj Bohra.

HON'BLE DR. JUSTICE NUPUR BHATI

Order

09/07/2026

1. The petitioner had filed a writ petition (SBCWP No. 9139/2022), which was disposed of by the co-ordinate Bench of this Court in light of the judgment in the case of Dadam Das Vaishnav vs. State of Rajasthan & Ors. (S.B. Civil Writ Petition No. 8309/2012).
2. Consequently, the petitioner was conferred due benefits, however, in wake of audit objection, a recovery was initiated against the petitioner.
3. Being aggrieved with the recovery proceedings, the petitioner filed a writ petition (SBCWP No. 4022/2024), which came to be allowed by co-ordinate Bench of this Court and recovery order was quashed in light of the judgment of Hon'ble the Supreme Court rendered in the case of State of Punjab & Ors. vs. Rafiq Masih (White Washer) & Ors., reported in (2015) 4 SCC 334.

4. By way of present writ petition, the petitioner has raised a grievance that though the recovery order has been quashed, the respondents are not sending his case for revision of pension in light of the judgment in the case of Dadam Das Vaishnav (supra).

5. Mr. Bohra, learned counsel for the petitioner submitted that the petitioner would be satisfied if the competent authority of the respondents is directed to expeditiously consider petitioner's Notice for Demand of Justice dated 12.05.2026 sent on petitioner's behalf.

6. The writ petition is disposed of with the direction to the petitioner to file a fresh representation alongwith photocopy of the Notice for Demand of Justice dated 12.05.2026, copy of judgment in the case of Dadam Das Vaishnav (supra) and certified copy of the order instant within a period of four weeks from today.

7. In case representation is so addressed, the competent authority shall consider the same, in accordance with law, as early as possible, preferably within a period of three months of receipt thereof.

8. It is made clear that aforesaid direction to decide the representation has been issued only with a view to ensure expeditious redressal of petitioner's grievance. The same may not be construed to be an order to decide the representation in a particular manner.

9. The stay application also stands disposed of, accordingly.

(DR.NUPUR BHATI),J