

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

S.B. Civil Writ Petition No. 16890/2025

Association Of Rajasthan Cooperative Subordinate Services, A Society Registered Under The Rajasthan Societies Registration Act, 1958 Having Its Registered Office At R-10, Raghu Vihar, In Front Of Vidhansabha, Lal Kothi Scheme, Tonk Road, Jaipur Through Its President Sumitra Choudhary D/o Shri Devilal, R/o Thalarka Barani, P.o. Thalarka, District Hanumangarh.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Department Of Cooperative, Government Of Rajasthan, Secretariat, Jaipur.
2. Registrar, Department Of Cooperative Societies, Secretariat, Jaipur.
3. Additional Registrar, (Human Resource), Department Of Cooperative, Government Of Rajasthan, Secretariat, Jaipur.

-----Respondents

For Petitioner(s) : Mr. Suniel Purohit.

HON'BLE DR. JUSTICE NUPUR BHATI

Order

04/09/2025

1. Learned counsel for the petitioner – Association submits that the members of the Association (Cooperative Inspectors) are required to do the field work like purchase of crops, inspection/audit work of Gram Sewa Shehkari Samities, monitoring and supervision of the Block/Tehsil allotted to the Cooperative Inspectors on account of which they have to remain present at the field. He submits that the respondents have introduced RAJSSO-AMS App in order to digitalize the attendance

to be marked by various officers by taking the appropriate Box (option- mark in) once they are in the office. He submits that in order to mark the presence by way of the specialized App, the members of the petitioner Association are required to be within the physical proximity of 250 Mtrs. From their office and the specialized App shall knowledge their presence only if they are present in the office or in the physical proximity of 250 mtrs. From the office. He submits that looking to the nature of the duties, the petitioners have to directly go to the field work and because of that they are unable to mark their presence through the specialized App.

2. He would also further point out that the App also violates right of privacy of the members of the petitioner. The app goes way beyond the scope and intent of merely marking presence, as it also practically tracks 24*7 movement of the officer all year long, even if they are off duty and with their family.

3. He submits that the Coordinate Bench in the case of Veterinary Doctors Association Vs. State of Rajasthan & Anr.: SBCWP No.21311/2024 has granted interim order while issuing notices on 17.12.2024.

4. In view of the submissions made, issue notice to the respondents. Issue notice of the stay application also.

5. Meanwhile, respondents shall not take any coercive steps arising out of any alleged violation of not marking presence through the aforesaid App.

6. Needless to say that other modes of reporting shall be allowed to be used by the members of the petitioner. Pendency of the proceedings before this Court and/or the instant order, shall

not be construed to mean that those of the members of the association who are able to use the App while they are in the office, would stand exempted from doing the needful.

(DR. NUPUR BHATI),J

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