

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

D.B. Spl. Appl. Writ No. 1149/2024

State Of Rajasthan & Ors.

----Appellants

Versus

Shailender Kumar Balwada

----Respondent

For Appellant(s)	:	Ms. Kanchan Kanwar Jodha for Mr. N.S. Rajpurohit, AAG.
For Respondent(s)	:	Mr. Shreekant Verma. Mr. Mrinal Khatri.

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE MR. JUSTICE BIPIN GUPTA

Order

16/09/2025

1. Learned counsel Ms. Kanchan Kanwar Jodha appearing for the appellant-State submits that denial of outsource employees was a condition precedent in the advertisement and since, the respondent has not challenged the same at the threshold, they cannot now challenge it after participating and failing in the examination. Hence, it is not open for them to challenge the same.
2. However, learned counsel is directed to file an affidavit explaining under what circumstances the experience certificate has been issued and on which part of the experience certificate does the State relies upon to exclude the petitioner from the benefit of bonus marks while explaining the inclusion of 'PPP Mode' and exclusion of the outsource mode.
3. Mr. Shreekant Verma, learned counsel for the respondent has shown us the policy for the 'PPP Mode'. He also seeks some time

to file an affidavit so as to explain how the respondent would not be included in the category of outsource mode and could not be excluded at the threshold due to the conditions laid down in the advertisement.

4. Learned counsel for the parties shall file the additional affidavits respectively within a period of four weeks.

5. List the matter after four weeks.

(BIPIN GUPTA),J

(DR. PUSHPENDRA SINGH BHATI),J

42-sumer/-