

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

S.B. Civil Writ Petition No. 17688/2025

1. Madan Lal Meena S/o Shri Panchu Lal Meena, Aged About 54 Years, R/o Village And District Sawaimadhopur, Presently Working At Secondary School Pancholas Block Chouth Ka Barwada, District Sawaimadhopur.
2. Shashi Taneja D/o Shri Khushi Lal, Aged About 54 Years, R/o 150, Adarsh Colony, Daudpur, Alar, Presently Working At Govt. Sr. Secondary School Sumel Block Malakheda District Alwar.
3. Kamal Kumar Awasthi S/o Shri Sitaram Awasthi, Aged About 53 Years, R/o Village And Post Machadi, Tehsil Rajgarh, District Alwar Presently Working At Govt. Sr. Secondary School Sumel Block Malakheda District Alwar.
4. Somoti Devi Meena D/o Shri Ramkhiladi Meena, Aged About 54 Years, R/o Village And Post Surer (Bas Gthatipala), Tehsil Rajgarh District Alwar Presently Working At Govt. Sr. Secondary School Khedla Block Malakheda District Alwar.
5. Pappu Ram Meena S/o Shri Devkaran Meena, Aged About 55 Years, R/o Village Kachawa Post Todanagar, Tehsil Laxmangarh, District Alwar Presently Working At Govt. Sr. Secondary School Nethala Block Malakheda District Alwar.
6. Anjubala D/o Shri Kailash Chand Yadav, Aged About 54 Years, R/o Thatheran Ka Mohalla, Rajgarh, District Alwar Presently Working On The Teacher Grade Iii In Pm Shri Govt. Sr. Secondary School Khairthal District Khairthal Tijara.
7. Sedyaram Meena S/o Shri Ram Lal Meena, Aged About 56 Years, R/o Todanagar Village Kachawa Post Tehsil Laxmangarh, District Alwar Presently Working On The Sr. Teacher In Government Sr. Secondary School Bairer (Raini) Alwar.

-----Petitioners

Versus

1. The State Of Rajasthan, Through The Secretary, Government Of Rajasthan, Department Of Education, Jaipur, Rajasthan.
2. The Director, Secondary Education, Bikaner.
3. The Director, Elementary Education, Bikaner.
4. The Joint Director, Education Department, Bharatpur Zone Bhartpur.
5. The District Elementary Officer (Secondary / Elementary), Alwar.
6. The District Elementary Officer (Secondary / Elementary), Sawaimadhopur.
7. The District Elementary Officer (Secondary / Elementary), Khairthal Tijara.

-----Respondents

For Petitioner(s) : Mr. Tanwar Singh.

HON'BLE DR. JUSTICE NUPUR BHATI
Order

24/02/2026

1. Learned counsel for the petitioners, at the outset, submits that the controversy raised in the instant writ application, is no more res-integra in view of the adjudication by a Coordinate Bench of this Court in the case of Yogesh Kumar Pareek Vs. The State of Rajasthan:SBCWP No.3534/2009, decided on 20th January, 2014, observing thus:

“It is stated that petitioner was appointed on regular basis on the post of Teacher vide order dated 24.01.1992. After joining on 28.01.1992, petitioner was entitled for benefit of service and salary for summer vacation. Respondents denied aforesaid benefit and increment was shifted to the month of March despite of joining of petitioner in the month of January. Accordingly, the respondents be directed to pay salary of summer vacation and also the date of increment be made to January, 1993.

The officer-in-charge of the respondents could not justify the action of the respondents, inasmuch as Circular dated 28.07.2003 clarified that if employee has been appointed on regular basis on probation then he would be entitled for salary of summer vacation even if appointment is after 31st December.

No justification is given by the respondents for denial of benefit of increment from January other than erroneously correlating it with the benefit of selection scale and thereby, shifting it by 48 days.

I find the action of respondents is illegal, inasmuch as the petitioner is entitled for the benefit of salary of summer vacation as he is covered by the Circular. The petitioner should be given increment counting his service from the date of joining and not by shifting it to the month of March.

Accordingly, the writ petition is allowed and consequential benefit would be given to the petitioner as referred above. He would be entitled to other benefits based on appointment order dated 24.01.1992 and his joining on 28.01.1992, thus benefit of selection scale would also be determined.”

2. Learned counsel further submits that, for the present, the petitioners would be satisfied if the State-respondents to address his representation within a time frame in the backdrop of the order dated 20th January, 2014 in the case of Yogesh Kumar Pareek (supra), which they are ready and willing to address within two weeks hereinafter.

3. In view of the limited prayer addressed; the instant writ proceedings are closed with a direction to the petitioner to address a comprehensive representation to the respondents ventilating their grievances.

4. In case, a representation is so addressed within the aforesaid period, the State-respondents are directed to consider and decide the same by a reasoned and speaking order, in accordance with law, as expeditiously as possible; however, in no case later than twelve weeks from the date of receipt of the representation along with a certified copy of this order.

5. With the observations and directions, as indicated above, the writ application stands disposed off.

6. The order has been passed based on the submissions made in the petition, the respondents would be free to examine the veracity of the submissions made in the petition and only in case, the averments made therein are found to be correct, the petitioners would be entitled to the relief.

(DR.NUPUR BHATI),J