

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

S.B. Civil Writ Petition No. 18368/2023

Niranjan Singh S/o Chandan Singh, Aged About 42 Years, House No.265, Ghati Utar, Village Rebariyo Ka Guda, Badgaon, Udaipur.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Department Of Panchayati Raj, Government Of Rajasthan, Jaipur.
2. The Director, Elementary Education, Bikaner.
3. The District Education Officer (Headquarter), Elementary Education, Rajsamand.

-----Respondents

For Petitioner(s) : Mr. Sushil Solanki

For Respondent(s) :

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

20/12/2023

Learned counsel for the petitioner submitted that the petitioner has been placed under suspension vide order dated 14.08.2023 (Annexure-5), issued by the District Education Officer (Headquarter) Elementary Education, Rajsamand (Raj.) on the ground that the FIR No.187/15.12.2021 has been lodged against the petitioner for the offence under Sections 498-A, 323, 306, 313 and 506/34 IPC.

Drawing attention of the Court towards the FIR, learned counsel submitted that the complainant has leveled omnibus allegations against the petitioner in the FIR relating to suicide of his sister-in-law. Learned counsel lastly submitted that no departmental enquiry has been initiated against the petitioner till

date which is indicative of the fact that suspension order issued against the petitioner is absolutely unwarranted.

The matter requires consideration.

Issue notice to the respondents, returnable within eight weeks.

In the meanwhile and until further orders, the effect and operation of the suspension order dated 14.08.2023 (Annexure-5) shall remain stayed.

The respondents shall be required to allow the petitioner to join his duties on the post of Physical Training Instructor Grade-III.

List the matter on 15.02.2024, as prayed.

(KULDEEP MATHUR),J