

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

S.B. Civil Writ Petition No. 19900/2024

Mool Singh Bhati S/o Swaroop Singh Bhati, Aged About 33 Years,
Rawloto Ka Baas, Osian, Tehsil Osian, Jodhpur, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Principal Secretary, Department Of Medical And Health, Govt. Of Rajasthan, Jaipur, Rajasthan.
2. Director (Public Health), Department Of Medical And Health, Govt. Of Rajasthan, Jaipur, Rajasthan.
3. Mission Director, National Health Mission, Swasthya Bhawan, Tilak Marg, C Scheme, Ashok Nagar, Jaipur, Rajasthan.
4. Joint Director (Jodhpur Zhone), Department Of Medical And Health, Govt. Of Rajasthan, Jaipur, Rajasthan.
5. Chief Medical And Health Officer, District Falodi, Rajasthan.
6. Block Chief Medical Officer, Bapini, District Falodi, Rajasthan.
7. Medical Officer And In-Charge, Public Health Centre, Matoda, Block - Bapini, District Falodi, Rajasthan.
8. Nodal Officer, Mnjy, Medical And Health Services, Govt. Of Rajasthan, Jaipur.
9. Rajasthan Medical Services Corporation Limited (Rmsc), Department Of Medical And Health Services, Swasthya Bhawan, Tilak Marg, C-Scheme, Jaipur Through Its Managing Director.

-----Respondents

For Petitioner(s) : Mr. Gajendra Singh Rathore

For Respondent(s) : -

JUSTICE DINESH MEHTA
Order

04/12/2024

1. Learned counsel for the petitioner submitted that the respondent No.7 has dispensed with petitioner's engagement without giving any notice and providing any opportunity of

hearing, regardless of the condition No.7(i) of the terms of contract.

2. He submitted that simply because the petitioner has remained behind the bars for 4 days, the same cannot be construed as misconduct unless he is convicted.

3. Issue notice. Issue notice of the stay application also, returnable within a period of six weeks.

4. Meanwhile, effect and operation of the order dated 25.11.2024 whereby petitioner's engagement has been dispensed with, shall remain stayed.

(DINESH MEHTA),J

78-raksha/-