

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

S.B. Civil Writ Petition No. 23917/2025

Mahesh Prakashpurohit S/o Late Sh. Gopal Prakash Purohit,
Aged About 44 Years, Resident of Rani Bazar, Bikaner.

-----Petitioner

Versus

1. The State of Rajasthan, Additional Chief Secretary, Mines And Petroleum Department, Government of Rajasthan, Jaipur.
2. The Joint Secretary to Government, Mines And Petroleum Department, Government of Rajasthan, Jaipur.
3. The Director, Mines And Geology Department, Government of Rajasthan, Udaipur.
4. The Additional Director (Administration), Mines And Geology Department, Government of Rajasthan, Udaipur.
5. The Additional Director, Mines And Geology Department, Government of Rajasthan, Bikaner.

-----Respondents

For Petitioner(s)	:	Mr. M.S. Singhvi, Sr. Advocate assisted by Ms. Varsha Bissa and Mr. Kesar Singh
For Respondent(s)	:	Mr. Harshvardhan Singh and Mr. Gaurav Bishnoi for Mr. Mahaveer Bishnoi, AAG

HON'BLE MS. JUSTICE REKHA BORANA

Order

16/01/2026

1. Learned Senior counsel appearing for the petitioner submits that vide order impugned dated 20.11.2025 (Annexure-21), the petitioner has been put under suspension on the pretext that the disciplinary proceedings are pending against him whereas no charge-sheet was ever served on the petitioner and has not been served even till date.

2. Learned Senior counsel further submits that the complete action has been taken only on the pretext of a news item published on 20.11.2025. Prior to the said news item, no show cause notice was served nor any explanation was called from the petitioner ever. Rather the petitioner, soon after his joining at Bikaner on 06.02.2024, vide letters dated 30.04.2024 (Annexure-7), 15.10.2024, 29.11.2024 (Annexure-10), 28.01.2025 (Annexure-11) and 08.10.2025 (Annexure-17) continuously wrote not only to the police officials but also to the concerned authorities specifying that RAC needs to be deployed at the site in question and that the stock available on the site is being stolen/illegally removed. Despite the continuous letters, no action was ever taken by any police officials/State authorities.

3. Learned Senior counsel lastly submits that it is only the petitioner who has been picked up and an action has been sought to be taken against him whereas even if any irregularity was found, the concerned Tehsildar, Police Officers and other Officers of the Mining Department were equally responsible.

4. Counsel for the respondent - State however submits that there were serious allegations against the present petitioner as despite he being under an obligation to put the stock to auction, he did not initiate any proceedings to ensure the same and hence, the stock was illegally removed/stolen.

5. Counsel submits that a notice was very well served on the petitioner and the service of the notice did commence the disciplinary proceedings. Therefore, order of suspension in terms of Rule 13(1)(a) of the Rajasthan Civil Services (Classification,

Control and Appeal) Rules, 1958 being within the competence of the authority concerned, has rightly been passed.

6. Heard the counsels on the stay petition.

7. It is evident on record that the complete action has been taken only on the basis of a news item published on 20.11.2025. No notice, whatsoever, is available on record of any date prior to the said date, which is alleged to have been served on the petitioner. Further, there is nothing available on record as to what action was taken by the concerned Authorities in pursuance to the letters aforementioned, as written by the petitioner requesting to deploy RAC on the site in question.

8. In view of the above facts, *prima facie* this Court is of the opinion that order impugned is not in consonance with law. The effect and operation of the order dated 20.11.2025 (Annexure-21) is hereby stayed.

9. Let reply to the writ petition be filed within a period of three weeks.

10. List after three weeks.

(REKHA BORANA),J