

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 19684/2023

Rajesh Bajiya Son Of Shri Nanu Ram, Aged About 39 Years,
Resident Of Village And Post Kurada, Peelwa Via Degana,
Parbatsar, District Nagaur (Raj.)

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Medical And Health Department, Government Secretariat, Jaipur (Raj.)
2. Secretary, Rajasthan Public Service Commission, Rpsc Building, Ghooghra Ghati, Ajmer (Raj.)
3. Secretary, University Grant Commission, New Delhi-110002.

-----Respondents

Connected With

D.B. Civil Writ Petition No. 20495/2023

1. Vinod Sharma S/o Sh. Gulab Chand Sharma, Aged About 40 Years, R/o 151, Champa Nagar, New Sanganer Road, Gurjar Kethadi, Gopalpura, Jaipur, Rajasthan.
2. Harish Kumar Ola S/o Sh. Banwari Lal Ola, Aged About 38 Years, R/o Kishan Colony, Nawalgarh Road, Sikar, Rajasthan.
3. Sunil Kumar Sharma S/o Sh. Dwarika Prasad Sharma, Aged About 36 Years, B-182, Mahesh Nagar, 80 Feet Road, Jaipur, Rajasthan.
4. Rakesh Kumar Sharma S/o Sh. Ram Swaroop Sharma, Aged About 38 Years, Resident Of 18, Devdhara Colony, Murlipura Scheme, Murlipura, Jaipur, Rajasthan.

-----Petitioners

Versus

1. State Of Rajasthan, Through Its Secretary, Medical And Health Department, Government Secretariat, Jaipur (Raj.)
2. Secretary, Rajasthan Public Service Commission, R P S C Building, Ghooghra Ghati, Ajmer (Raj.)
3. State Of Rajasthan, Additional Chief Secretary, Department Of Personal, Government Secretariat, Jaipur Rajasthan.



-----Respondents

D.B. Civil Writ Petition No. 2531/2024

Khushbu Ashok Kumar Maheshwari D/o Ashok Kumar Maheshwari, Aged About 33 Years, R/o B-107, Okay Plus Venus, Mahal Road, Behind Hp Petrol Pump, Jaipur 302022 (Raj.)

-----Petitioner

Versus

1. State Of Rajasthan, Through The Principal Secretary, Medical And Health Department, Govt. Of Rajasthan, Secretariat, Jaipur.
2. Director Medical And Health Department, Govt. Of Rajasthan, Behind Secretariat, Ashok Nagar, Tilak Marg, C-Scheme, Jaipur 302007
3. The Secretary, Rajasthan Public Service Commission, Jaipur Road, Ghooghara Ghati, Ajmer, Rajasthan 305001
4. The Secretary, Ministry Of Education, Govt. Of India, 122-C, Shastri Bhawan, Dr. Rajendra Prasad Road, New Delhi 11001

-----Respondents

D.B. Civil Writ Petition No. 6454/2024

Rajendra Kumar Meena S/o Jal Singh Meena, Aged About 33 Years, R/o Village Atrampura, Post Chhonkarwara, Tehsil Bhusawar, District Bharatpur. (Rajasthan).

-----Petitioner

Versus

1. State Of Rajasthan, Through Principle Secretary, Dept. Of Medical And Health, Govt. Secretariat, Jaipur.
2. The Rajasthan Public Service Commission, Through Its Secretary R.p.s.c. Building, Ghooghra Ghati, Ajmer (Rajasthan).
3. The University Grant Commission, Through Its Secretary, New Delhi- 110002.

-----Respondents

D.B. Civil Writ Petition No. 6795/2024

1. Brahamdev Gautam S/o Shri Hemprakash, Aged About 37 Years, Resident Of Dhakad Mohalla Harnawada, Shahaji, Chhipabarod, Baran, Rajasthan -325221.

2. Subhash David S/o Shri Ashok David, Aged About 37 Years, Resident Of 1208, Adarsh Nagar, Sector 4, Hiran Magri, Opp. Manshapurn Mahadeo Temple, Udaipur (Raj.)-313002.
3. Reena Vishnoi D/o Shri Shankar Lal, Aged About 30 Years, Resident Of Mataji Colony, Merta Road, Tehsil Merta, District Nagaur, Rajasthan-341511.
4. Khushboo Pandya D/o Shri Suresh Chandra Trivedi, Aged About 40 Years, Resident Of 32 Ambika Colony, Link Road, Banswara, Rajasthan-327001.

-----Petitioners

Versus

1. The State Of Rajasthan, Through Principal Secretary, Medical And Health Department, Govt. Of Rajasthan, Secretariat, Jaipur (Raj.)302005
2. Director Medical And Health Department, Govt. Of Rajasthan, Behind Secretariat, Ashok Nagar, Tilak Marg, C-Scheme, Jaipur-302007
3. The State Of Rajasthan, Through Secretary, Rajasthan Public Service Commission, Jaipur Road, Ghooghara Ghati, Ajmer (Raj.) 305001
4. The State Of Rajasthan, Through Secretary, Ministry Of Education, Govt. Of India, 122-C, Shastri Bhawan, Dr. Rajendra Prasad Road, New Delhi-110001
5. The State Of Rajasthan, Through Secretary, University Grants Commission, Bahadur Shah Zafar Marg, New Delhi-110002.

-----Respondents

D.B. Civil Writ Petition No. 10504/2024

1. Jai Prakash Bhardwaj S/o Shri Ghanshyam Bharadwaj, Aged About 44 Years, Resident Of 234 Dronpuri Ajmer Rod, Near 200 Feet Bye Pass, Heerapura, Jaipur Rajasthan- 302021
2. Yogesh Kumar Sharma S/o Shri Brijesh Kumar Sharma, Aged About 35 Years, Resident Of Behind Temple, Girraj Colony, Rajakhera Bypass Road, Dhaulpur, Rajasthan 328001
3. Gangadhar Gurjar S/o Shri Balu Ram Gurjar, Aged About

30 Years, Resident Of Gram Beejwar Post Nimhera,
Gurjaro Ka Mohalla, Beejwar, Tonk, Rajasthan 304504

-----Petitioners

Versus

1. The State Of Rajasthan, Through Principal Secretary, Medical And Health Department, Govt Of Rajasthan, Secretariat, Jaipur
2. Director Medical And Health Department, Govt Of Rajasthan, Tilak Marg, C-Scheme, Jaipur, Rajasthan.
3. Rajasthan Public Service Commission, Through Secretary, Jaipur Road, Ghooghara Ghati, Ajmer, Rajasthan.
4. University Grants Commission, Through Secretary, Bahadur Shah Zafar Marg, New Delhi-110002.

-----Respondents

D.B. Civil Writ Petition No. 12259/2024

Anurag Sangat S/o Deepak Sangat, Aged About 35 Years, R/o Kali Paltan, Vikas Nagar, Tonk (Raj).

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Medical And Health Department, Secretariat, Jaipur.
2. Rajasthan Public Service Commission, Ajmer Through Secretary.
3. Secretary, University Grant Commission, New Delhi.

-----Respondents

D.B. Civil Writ Petition No. 15614/2024

Yogesh Sain Son Of Shri Ramkalyan, Aged About 34 Years, Resident Of House No. 14, Paramanand Ki Gali, Rangbari, Post Office I.I., Ladpura, Kota (Raj.)

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Medical And Health Department, Government Secretariat, Jaipur (Raj.)
2. Secretary, Rajasthan Public Service Commission, Rpsc Building, Ghooghra Ghati, Ajmer (Raj.)
3. Secretary, University Grant Commission, New Delhi-

110002.

-----Respondents

D.B. Civil Writ Petition No. 15639/2024

Singha Ram Son Of Shri Phoola Ram, Aged About 42 Years,
Resident Of Village And Post Bhagguka Ka Bas Via Harsora,
Bansur, District Alwar (Raj.)

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Medical And Health Department, Government Secretariat, Jaipur (Raj.)
2. Secretary, Rajasthan Public Service Commission, Rpsc Building, Ghooghra Ghati, Ajmer (Raj.)
3. Secretary, University Grant Commission, New Delhi-110002.

-----Respondents

D.B. Civil Writ Petition No. 15778/2024

Jeetendra Sharma S/o Shri Narottam Lal Sharma, Aged About 31 Years, R/o Shukla Colony, Karauli.

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health Department, Government Of Rajasthan, Secretariat, Jaipur.
2. The Rajasthan Public Service Commission, Ajmer Through Its Secretary.
3. The University Grant Commission, Through Its Secretary, New Delhi-110002.

-----Respondents

D.B. Civil Writ Petition No. 19610/2024

Pushpalata Meena D/o Parmanand Meena, Aged About 33 Years, R/o Village Thamkera Post Ntpc, Tehsil Anta, District Baran.

-----Petitioner

Versus

1. Secretary, Rajasthan Public Service Commission, Rpsc Building Ghooghra Ghati, Ajmer.
2. State Of Rajasthan, Through Medical And Health

Department, Government Secretariat, Jaipur Through Secretary.

3. Secretary, University Grant Commission, New Delhi-110002.

-----Respondents

D.B. Civil Writ Petition No. 19724/2024

Kailash Chandra Meena S/o Shri Jagdish Prasad Meena, Aged About 44 Years, R/o Village Malawash, Post Shekhpura, Tehsil Behrawanda District Dausa.

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health Department, Government Of Rajasthan, Secretariat, Jaipur.
2. The Rajasthan Public Service Commission, Ajmer Through Its Secretary.
3. The University Grant Commission, Through Its Secretary, New Delhi-110002

-----Respondents

D.B. Civil Writ Petition No. 2681/2025

Kailash Chand Rayal S/o Shri Mohan Ram, Aged About 41 Years, R/o Vpo Todas, Tehsil Nawan, District Didwana-Kuchaman, Nagaur, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Medical And Health Department, Government Of Rajasthan, Government Secretariat, Jaipur Rajasthan.
2. State Of Rajasthan, Through Principal Secretary, Department Of Personnel And Training, Government Of Rajasthan, Government Secretariat, Jaipur, Rajasthan.
3. Rajasthan Public Service Commission, Through Its Secretary, Ghooghra Ghati, Jaipur Road, Ajmer, Rajasthan.

-----Respondents

For Petitioner(s) : Mr. Bajrang Sapat, Advocate on

behalf of Ms. Komal Goswami,
Advocate.
Mr. Vikas Kabra, Advocate (through
VC)
Mr. Hitanshu Sharma, Advocate.
Mr. Shobhit Vyas, Advocate.
Mr. Arvind Kumar Sharma, Advocate.
Mr. Hitesh Mishra, Advocate.
Mr. Vijay Pathak, Advocate.

For Respondent(s) : Mr. Vigyan Shah, Additional Advocate
General.
Dr. V. B. Sharma, Additional Advocate
General.
Mr. Mukesh Kumar Verma, Advocate.
Mr. Yuvraj Samant, Advocate.
Ms. Neha Amola, Advocate.

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE RAVI CHIRANIA

Order

18/02/2026

1. At the beginning, counsels for the respondents raised preliminary objections with regard to maintainability of the writ petition as all the writ—petitioners have participated in the selection process and after being declared unsuccessful they have challenged the validity of the Rules in question. Counsels submit that they are estopped to challenge the same after participating in the selection process and relied upon the judgment of the Hon'ble Supreme Court passed in the matter of 'Gujarat Public Service Commission versus Gnaneshwary Dushyantkumar Shah & Ors.'

2026 Supreme(SC) 77 wherein in Para No.18 it is held as under:

"18. There is yet another fatal infirmity in the challenge to selection process at the behest of the candidate. The criteria for interview and qualifying marks were expressly stated. The candidate applied, appeared and took her chance. Only after being declared unsuccessful, did she seek to invoke an entirely different regulatory

regime. It is a settled principle that a candidate having participated in the process of selection, without protest, cannot challenge the Rules of the game after being declared unsuccessful¹, Anupal Singh Others v. State of Uttar Pradesh, (2020) 2 SCC 173. The Division Bench of the High Court erred in holding that the candidate was not precluded from challenging the process of selection."

2. Counsels for the petitioners have not disputed this fact that they have challenged the provision of the Rule after participating in the selection process. In that view of the matter and also in view of judgment passed by the Hon'ble Supreme Court in the matter of GPSC (supra), these writ petitions stand dismissed.

(RAVI CHIRANIA),J

(INDERJEET SINGH),J