

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 5118/2000

URN: CW / 9214U / 2000

1. Managing Director Rajasthan State Road Transport Corporation Jaipur
2. Chief Manager Rajasthan State Transport Corporation Kotputli Depot Jaipur

----Petitioners/Non-Claimants

Versus

1. Shri Prahlad Sharma through General Secretary Rajasthan Sate Roadways Employees Union (AITUC) Jaipur Near Sindhi Camp Bus Stand Jaipur
2. The Judge Industrial Tribunal Rajasthan Sahdev Marg C Scheme Jaipur

----Respondents

For Petitioner(s) : Mr. Akash Gaur, Dy.GC.

For Respondent(s) :

HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL

Order

06/07/2026

Under direction of this Court, learned counsel for the petitioners has supplied a copy of the order dated 25.11.1965 to this Court, which is taken on record.

This writ petition is directed against the award dated 07.12.1999 passed by the learned Industrial Tribunal, Jaipur (for brevity, 'learned Tribunal') in Case No. I.T. 9/96 whereby, while allowing the claim petition filed by the respondent no.1, the petitioners/Corporation (for brevity, 'Corporation') was directed to extend him promotion as Assistant Traffic Inspector, Traffic Inspector and Assistant Depot Manager from the date person

junior to him namely Shri Suresh Chand Agarwal was so promoted.

The primary contention advanced by learned counsel for the Corporation is that the case of the respondent no.1 could not have been equated with the case of Shri Suresh Chand Agarwal as nature of their initial appointment differed. He submitted that while, the respondent no.1 was appointed as Booking Clerk vide order dated 25.11.1965 on the daily wages basis and was confirmed as such vide order dated 15.12.1970 on that post, Shri Agarwal was extended regular appointment on the post of Booking Clerk vide order dated 07.10.1966. However, a perusal of the record made available by learned counsel for the Corporation for perusal of this Court reflects that the respondent no.1 was appointed vide Order No.RSRTC/RM/Niyukti/2/65/17700 dated 25.11.1965 in the pay scale of Rs.120-5-160-8-200-10-240 after selection by the Selection Committee and not on daily wages basis. On that premise, this Court finds the reply filed by the Corporation before the learned Tribunal as also averments in the writ petition to be contrary to record.

Confronted with the aforesaid situation, learned counsel for the petitioners does not press this writ petition.

The same is dismissed accordingly.

Pending application(s), if any, also stands disposed of accordingly.

(MAHENDAR KUMAR GOYAL),J