

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 3465/2026

Deepak Paliwal S/o Shri Hari Shankar Paliwal

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s) : Mr. Neeraj Kumar Sharma, Adv.

For Respondent(s) : Mr. M. F. Baig, Adv.

HON'BLE MR. JUSTICE ANAND SHARMA

Order

24/02/2026

Learned counsel for the petitioner submits that despite the fact that notification dated 25.02.2025 has been issued by the Department of Personnel in order to amend the Rajasthan Sanskrit Education (Collegiate Branch) Service Rules, 2022, wherein an instruction has been made in Rule 25 to the extent that the Commission shall not recommend any candidate who has failed to obtain a minimum of 36% marks in each paper and 40% marks in aggregate of written examination and such amendment was sought to be made effective from 11.10.2022. Learned counsel submits that under such circumstances, one D.B. Civil Writ Petition No.4637/2025 was filed by other similarly situated persons with the contention that after issuance of advertisement, changing the conditions with regard to acquiring minimum qualifying marks and applying such conditions retrospectively is arbitrary and accordingly initially interim order dated 02.04.2025 was passed by the Division bench restraining the respondents from holding any interview without leave of the Court. Such interim order was

further clarified by the Division Bench vide order dated 03.07.2025, where notification dated 25.02.2025 was stayed only to the extent it applies retrospectively in the matters of direct recruitment. It was also specified by the Division Bench that respondents should proceed to complete the process of recruitment in accordance with the Rules which were in force on the date of the advertisement and the appointments would be subject to final outcome of the writ petition.

Learned counsel submits that in the instant case, advertisement was issued on 12.01.2024, therefore, in the light of explicit order passed by the Division Bench, Rule amended vide notification dated 25.02.2025 relating to possessing minimum qualify marks cannot be made applicable, however, by applying such notification even in respect of advertisement dated 12.01.2024, the respondent-RPSC vide general order/circular dated 23.12.2025 has declared that no candidate possessing minimum qualify marks is available.

Matter requires consideration.

Issue notices to the respondents.

Learned counsel for the petitioner is directed to serve two copies of writ petition in the office of Ms. Manju Joshi, AGC as well as in the office of Mr. M. F. Baig, Adv. Their names be shown in the cause list and they shall seek instructions and file reply to the writ petition.

List the matter on 23.03.2026.

(ANAND SHARMA),J