

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal Writ No. 339/2024

1. State Of Rajasthan, Through Principal Secretary, Agriculture Department, Government Secretariat, Jaipur (Rajasthan)
2. The Agriculture Commissionerate, Through Its Commissioner, Pant Krishi Bhawan, Jaipur.

----Appellants

Versus

1. Aakriti Saxena D/o Shri Niranjana Prakash Saxena, Aged About 24 Years, Resident Of 165, Ahsok Vihar, Jagatpura, Jaipur (Raj.)
2. Rajasthan Public Service Commission, Through Secretary, Ghooghra Ghati, Ajmer (Raj.)

----Respondents

For Appellant(s)	:	Mr. Vinayam Saran, AAAG with Mr. Hardik Singh, AAAG & Ms. Eva Jhajharia
For Respondent(s)	:	Mr. M.F. Baig

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MR. JUSTICE BIPIN GUPTA

Order

06/05/2026

1. Heard.
2. The issue raised in the present appeal is no longer *res integra* as the judgment passed by the Division Bench of this Court in the case of **Rajasthan Public Service Commission Vs. Aakriti Saxena & Ors. (D.B. Special Appeal Writ No.889/2023**, decided on 02.05.2024), has been set aside by the Hon'ble Supreme Court in **Civil Appeal No.274/2006**, decided on 15.01.2026, concluding as under:

"120. We, therefore, reach the irresistible conclusion that the impugned judgments and orders of the Division Bench of the High Court, upholding those of the Single Judges under challenge, are liable to be set aside for the reasons assigned; also, the judgments and orders of the Single Judges being wholly incorrect, the same too cannot sustain. The same are set aside.

121. Our sympathies are with the writ petitioners but the law being what it is, we hold that they may not be appointed on any of the posts for which they competed.

122. The appeals are, accordingly, allowed. No costs."

3. Therefore, present appeal stands allowed in the aforesaid terms.

(BIPIN GUPTA),J

(SANJEEV PRAKASH SHARMA),ACTING CJ

SANJAY KUMAWAT/RAJAT/63