

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

S.B. Civil Writ Petition No. 5863/2022

Abdul Kadir S/o Abdul Rahman

----Petitioner

Versus

State Of Rajasthan

----Respondent

For Petitioner(s) : Mr. R.N. Mathur, Sr. counsel assisted
by Mr. Ashwinee Kumar Jaiman

For Respondent(s) :

HON'BLE MR. JUSTICE INDERJEET SINGH

Order

18/04/2022

Learned senior counsel submits that the respondent No.2 vide order dated 07.07.2021 directed the respondent No.4 for cancellation of the registration of the petitioner on the ground that they have acquired the degree/diploma from Santokba Durlabhji Memorial Hospital. The petitioner has also challenged the order dated 07.07.2021 before this Court by filing S.B. Civil Writ Petition No. 7754/2021 titled as 'Bajrang Lal Kumawat Vs. State of Rajasthan' where-in on 26.07.2021 following order was passed;

"Counsel for the petitioners submits that by this writ petition, petitioners have challenged the order dated 07.07.2021 passed by respondent no.2. Counsel further submits that the order dated 07.07.2021 has been passed by respondent no.2 without having jurisdiction. Counsel further submits that the petitioners have completed their course from Santokba Durlabhji Memorial Hospital and the said course was approved by the Rajasthan Para Medical Council. Counsel further submits that when the registration was rejected, the students of Santokba Durlabhji Memorial Hospital filed a statutory appeal before the Rajasthan Para Medical Council and the said appeal was allowed by the Rajasthan Para Medical Council vide

order dated 03.07.2017 as the decision was taken for registration of students of Santokba Durlabhji Memorial Hospital, who have completed diploma of lab technician in medical laboratory technology course and directed for registration of said students. Counsel further submits that ignoring the order dated 03.10.2017 passed by the statutory appellate authority, respondent no.2 passed the order dated 07.07.2021. In that view of the matter, issue notice to the respondents, returnable on 09.08.2021. Meanwhile, operation of the order dated 07.07.2021 (Annex.1) shall remain stayed."

Learned senior counsel further submits that the respondent No. 2 vide letter dated 17.08.2021 (Annexure-17) stated there is no legal ground for cancellation of the registration of the petitioner. Counsel further submits that now the respondents issued the order dated 08.04.2022 terminating services of the petitioner despite the interim order passed by this Court dated 26.07.2021 in S.B. Civil Writ Petition No. 7754/2021.

In that view of the matter, issue notice to the respondents returnable by six weeks.

Meanwhile, operation of the order dated 08.04.2022 (Annexure-1) passed by the respondents shall remain stayed.

List along with S.B. Civil Writ Petition Nos. 5858/2022, 5873/2022, 5874/2022, 5879/2022, 5887/2022, 5890/2022, 5893/2022, 5895/2022.

(INDERJEET SINGH),J