

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 6540/2026

M/s Naresh Kumar Bishnoi, Security Agency, Through Its Proprietor Colonel (Retd.) Naresh Kumar Bishnoi, S/o Shri Sohan Lal Bishnoi, Aged About 59 Years, Having Its Office At Office No N-Sf-42, Capital Highstreet, Bhiwadi, Tehsil Tapukara, Dist. Alwar-301019.

-----Petitioner

Versus

1. Directorate Of Resettlement Zone (West), Through Additional Director General C/o Hq Western Command Chandimandir-134107.
2. Directorate General Of Resettlement (Dgr), Through Director General West Block Iv Rk Puram New Delhi-110066.
3. Food Corporation Of India (Fci), Through Acm Security Regional Office 4, Nehru Place Tonk Road, Jaipur-302015
4. Union Of India, Through Secretary, Ministry Of Defence, Dhq Po South Block, New Delhi-110011.

-----Respondents

For Petitioner(s)	:	Mr. Vivek Mathur with Mr. Ivan, Ms. Priyanshi Katta, Mr. Pranjul Chopra
For Respondent(s)	:	Mr. Bharat Vyas, ASG via VC Mr. Kamlendra Sihag

HON'BLE MR. JUSTICE SAMEER JAIN

Judgment

05/05/2026

Learned counsel for the petitioner has submitted that a show cause notice was issued on 26.11.2025 and a limited time was granted for filing of defence/response qua the same and consideration thereof. It is submitted that on account of

bereavement in the family, the petitioner was not able to file response and to appear, therefore, an ex-parte order was passed on wrong facts.

It is submitted that the petitioner has preferred an appeal which was adjudicated vide Annex.14 on 12.03.2026. Counsel has drawn attention of this Court on Para-4 and submitted that the appeal was adjudicated without considering on the facts; a cryptic order was passed sans substantiating the find-findings and discussions. It is pressed that the reasons, grounds, considerations supported by appropriate reasoning are heart and soul of an order, and if the same is missing, the order is merely a dead piece of paper. Thus, the order impugned deserves to be quashed, as also for violation of principles of natural justice.

Learned ASG and learned counsel for respondents have raised strong objections and submitted that the respondent herein is Defense Department and in the instant matter, forgery is committed qua the documents, and the said is violation of terms and condition. It is submitted that after detailed reasoning and consideration, appropriate orders were passed by the appropriate authority. However, it is fairly conceded that the respondents were not able to substantiate the material evidences, logical reasoning in support of appellate order.

Heard.

Considering the findings given in Para-4 of order dated 12.03.2026, this Court is of a *prima facie* view that appropriate logic and rationale is missing. Accordingly, this Court deems it proper to dispose of the writ petition while setting aside the Appellate order dated 12.03.2026, with the direction to the

petitioner to mark appearance before the appellate authority i.e. Director General Resettlement on 19.05.2026 at 11:00 am and put forth his representation. After considering the appeal as well as representation on the additional submissions and affording hearing, appellate authority is directed to pass a speaking order strictly in accordance with law following principles of natural justice. The same be done within upper limit of thirty days, after affording personal hearing.

Accordingly, the present petition is disposed of with above directions. Pending applications, if any, stand disposed.

It is made clear that no prejudice be caused to either of the sides on account of passing of the present order.

It is also clarified that the rights of the petitioner, on the date of submitting of the representation, will be maintained till the adjudication takes place.

(SAMEER JAIN),J