

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal Writ No. 535/2021

1. Jagdish Prasad Sharma S/o Shri Rawad Mal Sharma, R/o Sodha Mohalla, Tehsil Baswa, Distt. Dausa.
2. Mukesh Kumar Gaur S/o Shri Radheshyam Gaur, Village Chittrolia, Post Awaniya, Via Bagru, Distt. Jaipur.

----Appellants

Versus

1. State Of Rajasthan, Through Secretary, Ayurveda Department, Secretariat, Jaipur.
2. Director, Ayurveda Department, Directorate Of Ayurved, Ajmer.
3. Smt. Sarita Mishra, W/o Veer Narayan Sharma
4. Gujji Ram Sharma, S/o Buddhi Ram Sharma
5. Madan Mohan Pandey S/o Shiv Kumar, (Respondent No. 3 To 5 To Be Served Through The Director, Ayurved Department, Directorate Of Ayurved, Ajmer, Respondent No. 2.)
6. Mali Ram Sharma S/o Shri Dwarka Prasad Sharma, R/o Grama And Post Bilanderpur Via Khej Koli, District Jaipur. (Died During The Pendency Of Writ Petition Through His Legal Representative)
7. Annpurna Sharma W/o Late Shri Mali Ram Sharma, R/o Grama And Post Bilanderpur Via Khej Koli, District Jaipur.

----Respondents

Connected With

D.B. Special Appeal Writ No. 393/2021

Smt. Sarita Mishra W/o Veer Narayan Sharma, Aged About 56 Years, Presently R/o House No. 17, Pushkar Bye Pass Road, Near Power House, Behind Ghughara, Ajmer

----Appellant

Versus

1. The State Of Rajasthan, Through Secretary, Ayurved Department, Secretariat, Jaipur
2. Director, Ayurved Department, Directorate Of Ayurved, Ajmer.
3. Gujji Ram Sharma S/o Buddi Ram Sharma, Through The Director, Ayurved Department, Directorate Of Ayurved, Ajmer.

4. Madan Mohan Pandey S/o Shiv Kumar, Through The Director, Ayurved Department, Directorate Of Ayurved, Ajmer.
5. Mali Ram Sharma S/o Shri Dwarka Prasad Sharma, Aged About 38 Years, R/o Gram And Post Bilanderpur Via Khej Koli, District - Jaipur (Died)
6. Jagdish Prasad Sharma S/o Shri Rewad Mal Sharma, Aged About 41 Years, R/o Sodha Mohalla, Tehsil Baswa, Distt. Dausa.
7. Mukesh Kumar Gaur S/o Shri Radheshyam Gaur, Vill. Chhitrolia, Post Awania Via Bagaru, Distt. Jaipur
8. Annpurna Sharma W/o Late Shri Maliram Sharma, R/o Gram And Post Bilanderpur Via Khej Koli, District - Jaipur

-----Respondents

D.B. Special Appeal Writ No. 396/2021

1. Gujji Ram Sharma S/o Buddi Ram Sharma, Aged About 53 Years, R/o 289, Pichhona, Distt. Bharatpur (Raj.).
2. Madan Mohan Pandey S/o Shiv Kumar, Aged About 51 Years, R/o 105/105, Sector, 10 Kumbha Marg, Pratap Nagar, Sanganer, Sector - 11, Jaipur (Raj.). 302033.

-----Appellants

Versus

1. The State Of Rajasthan, Through Secretary, Ayurved Department, Secretariat, Jaipur.
2. The Director Ayurved Department, Directorate Of Ayurved, Ajmer.
3. Mali Ram Sharma S/o Shri Dwarka Prasad Sharma, Aged About 38 Years, R/o Gram And Post Bilanderpur Via Khej Koli, District Jaipur. (Died).
4. Jagdish Prasad Sharma S/o Shri Rawad Mal Sharma, Aged About 41 Years, R/o Sodha Mohalla, Tehsil Baswa, Distt. Dausa.
5. Mukesh Kumar Gaur S/o Shri Radheyshyam Gaur, Village Chhitrolia, Post Awania Via Bagaru, Distt. Jaipur.
6. Smt. Sarita Mishra W/o Veer Narayan Sharma, Through The Director, Ayurved Department, Directorate Of Ayurved, Ajmer.
7. Annapurna Sharma W/o Late Shri Maliram Sharma, R/o Gram And Post Bilanderpur Via Khej Koli, District Jaipur.

-----Respondents

D.B. Special Appeal Writ No. 991/2021

1. State Of Rajasthan, Through The Secretary, Ayurved Department, Secretariat, Jaipur Rajasthan.
2. Director, Ayurved Department, Directorate Of Ayurved, Ajmer.

----Appellants

Versus

1. Mali Ram Sharma S/o Sh. Dwarka Prasad Sharma, R/o Gram And Post Bilanderpur Via Khej Koli, District Jaipur (Died) Through Legal Hairs
2. Jagdish Prasad Sharma S/o Sh. Rewad Mal Sharma, R/o Sodha Mohalla, Tehsil Baswa, District Dausa.
3. Mukesh Kumar Gaur S/o Sh. Radheyshyam Gaur, Vill. Chhitrolia, Post Awania Via Bagaru, District Jaipur.
4. Smt. Sarita Mishra, W/o Veer Narayan Sharma
5. Gujji Ram Sharma, S/o Buddi Ram Sharma
6. Madan Mohan Pandey S/o Shiv Kumar, Respondent No. 4 To 6 Will Be Served Through The Director, Ayurved Department, Directorate Of Ayurved, Ajmer.
7. Annpurna Sharma W/o Late Shri Mali Ram Sharma, R/o Gram And Post Bilanderpur Via Khej Koli Dist. Jaipur.

----Respondents

For Appellant(s)	:	Mr. H.V. Nandwana Mr. Yashwardhan Nandwana Mr. S.M. Kumawat for Mr. Akshit Gupta Mr. Raghu Nandan Sharma Mr. Vishnu Dutt Sharma for Mr. Bhunesh Sharma, AAG
For Respondent(s)	:	Mr. Vaibhav Pancholi for Mr. Krishan Chander Sharma

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

18/03/2026

1. In these matters, original petitioners and original respondents along with State, all have filed appeals challenging the order passed by the learned Single Judge dated 02.03.2021.

2. We have perused the order passed by the learned Single Judge. Since, the original petitioners as well as original respondents in the writ petition along with State of Rajasthan have filed these appeals, in our considered view, the matter requires reconsideration by the learned Single Judge.

3. Accordingly, these appeals are allowed and the order passed by the learned Single Judge dated 02.03.2021 is set aside and the matter is remanded back to the learned Single Judge for deciding S.B. Civil Writ Petition No.4717/2011 afresh.

4. Misc. application(s), if any, stands disposed of.

(ASHOK KUMAR JAIN),J

(INDERJEET SINGH),J