

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal (Writ) No. 363/2026

In

S.B. Civil Writ Petition No.15708/2025

Dinaram Maruka S/o Shri Kripa Ram, Aged About 24 Years, R/o Maruka Bass, Kuchera, Ward No.20, Kuchera, District Nagaur (Rajasthan). Presently Working As Pharmacist At Urban Ayushman Aarogya Mandir (Uaam), 09, Old Esi Dispensary, Topkhana Ka Rasta, Chandpole Bazar, Jaipur (Rajasthan)

----Appellant

Versus

1. Mohammd Sohail S/o Said Ahmad, Aged About 26 Years, Resident Of 29-B, Tatkaleshwaripuri, Hida Ki Mori, Jaipur
2. Kavita Yadav D/o Shri Ramniwas Yadav W/o Shri Dashrath Yadav, Aged About 37 Years, Resident Of R.p.a. Quarter Number 534 Shastri Nagar, Jaipur
3. Mohammad Danish S/o Mohammad Shakir, Aged About 30 Years, Resident Of 9-B, Tatkaleshwaripuri, Hida Ki Mori, Jaipur
4. Saddam Husen S/o Sareef Khan, Aged About 33 Years, Resident Of P.no. 10, Goner Road, Sadbhavna Nagar, Looniyawas, Jaipur
5. Mohammed Tabish S/o Mohammad Hamid, Aged About 30 Years, Resident Of P.no. 930, M.s. Gulzar Medical Store, Topkhana Hajuri Ghatgate, Jaipur
6. Rinki Devi D/o Shri Ram Kumar W/o Shri Sandeep Kumar, Aged About 34 Years, Resident Of Dhani Mauji, Dhani Mozi, Churu
7. Saroj Kumari D/o Shri Samandar Ram, Aged About 26 Years, Resident Of Rawatsar Koojla Churu
8. Sangeeta Kumari D/o Shri Mohar Singh W/o Shri Anil Kumar, Aged About 30 Years, Resident Of Gagan Ki Dhani, Jhunjhunu
9. State Of Rajasthan, Through The Principal Secretary, Medical And Health Department, Government Secretariat, Jaipur
10. The Director, Medical And Health Services, Swasthya Bhawan, Tilak Marg, C-Scheme, Jaipur

11. The Chief Medical And Health Officer, Jaipur-I, Jaipur
12. M/s. Amar Associates, 33, Parvati Nagar, Purani Chungi, Agra Road, Jaipur Through Its Proprietor
13. M/s. Aksha Construction And Labour Suppliers, Through Its Proprietor Having Its Office At Gido Ki Gali, Upper Line Par, Lakhara Bazar, Jodhpur-342001 (Raj.)
14. Janta Clinic, Van Vihar, Topkhane Ka Rasta, Raigar Basti, Chandpole Bazar, Jaipur Through Its Medical Officer Incharge
15. Janta Clinic, Ward No. 86, Rewadi Ki Kothi, Idhgah, Jaipur Through Its Medical Officer Incharge

-----Respondents

For Appellant(s) : Mr. Shaswat Purohit

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE SHUBHA MEHTA

Order

20/04/2026

1. Heard.
2. This is an appeal seeking leave to appeal against the order passed by the learned Single Judge.
3. Learned counsel submits that the appellant has not been impleaded as a party and an order has been passed in favour of the writ petitioners by the learned Single Judge.
4. If that be so, the appropriate course is only to move an application for impleadment before learned Single Judge and/or moving an appropriate application for modification/vacation of stay.
5. We cannot examine an interim order passed by the learned Single Judge, where the appellant is not a party, nor his case has been examined by the learned Single Judge.



6. Accordingly, the appeal is wholly misconceived and the same is dismissed. Application for leave to appeal is also dismissed.

(SHUBHA MEHTA),J

(SANJEEV PRAKASH SHARMA),ACTING CJ

SANJAY KUMAWAT/RAJAT/29