

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7861/2026

Tajendra Dodiya S/o Shri Val Singh Dodiya, Aged About 54 Years, Resident Of Bijalpur Haliya Post Godawada, Panchayat Samiti/ Tehsil/ District Banswara (Rajasthan) Pin Code- 327602. Employee Id-Rjbn200803009549.

----Petitioner

Versus

1. State Of Rajasthan, Through The Principal Secretary. Department Of Personnel, Government Of Rajasthan, Secretariat, Jaipur
2. The Principal Secretary, Department Of Rural Development And Panchayati Raj, Government Of Rajasthan, Secretariat, Jaipur.
3. Additional Commissioner And Deputy Secretary- Second, Department Of Rural Development And Panchayati Raj Government Of Rajasthan, Secretariat, Jaipur.
4. Chief Executive Officer, Zila Parishad Banswara, Rajasthan
5. Deputy Commissioner. Tribal Area Development (Tad), Banswara, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Pradeep Mathur. Mr. Saurabh Khandappa.
For Respondent(s)	:	

HON'BLE MR. JUSTICE MUNNURI LAXMAN
Order

29/04/2026

1. Heard on interim stay application.
2. The grievance of the petitioner is that the petitioner was imposed punishment of withholding of two annual grade increment without cumulative effect and it is a minor penalty and this minor penalty shall not come in the way of depriving the petitioner for entitlement for consideration to the promotion on the ground of imposition of minor penalty. If the petitioner is deprived of consideration, the minor penalty itself become a major penalty by denying him promotion.

3. It is also his submission that the petitioner may be permitted to participate in the DPS, since he is in the senior most candidate and entitled for consideration but for the reason of the imposition of minor penalty, the respondents are not calling the petitioner for consideration to the promotion post, therefore, he seeks interim protection.
4. Having considered the entirety of the case and submissions made by learned counsel for the petitioner, this Court feels appropriate to direct the respondents to permit the petitioner to participate in the DPC, if he is otherwise eligible for consideration to the promotional post, however, he shall not be entitled for the promotion until the present writ petition is decided and the result shall be kept in sealed cover and the same shall be subject to final outcome of the present writ petition.
5. It is made clear that the respondents are entitled to fill-up the vacancies, for which, the candidates have participate, without waiting the result of the present writ petition, however, if the petitioner succeeds in the present writ petition, he shall be entitled for promotion by virtue of DPC and he shall be granted all the benefits from the date, on which, his Junior is promoted.
6. Issue notice to the respondents, returnable in four weeks.
7. List the matter on 04.07.2026.

(MUNNURI LAXMAN),J