

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7927/2026

Punyaram Meena S/o Late Shri Ramdhan Meena, Aged About 55 Years, R/o Gram Post Babeli, Tehsil Raini Police Thana, Rajgarh, District Alwar.

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Transport Department Of Rajasthan, Government Secretariat, Government Of Rajasthan, Jaipur.
2. The Principal Secretary, Department Of Personnel, Government Secretariate, Government Of Rajasthan, Jaipur

-----Respondents

For Petitioner(s)	:	Mr. Tarun Jaiman
For Respondent(s)	:	

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

05/05/2026

1. Under challenge in the writ petition is the disciplinary proceeding initiated against the petitioner vide memorandum dated 09.03.2026 issued under Rule-16 of CCA Rules-1958 on the premise that on the selfsame allegations which are of grave nature involving complicated questions of law and fact, the petitioner is facing a criminal trial.
2. Learned counsel for the petitioner submits that the allegations levelled against the petitioner in the charge-sheet as also in the criminal trial are identical, based on similar facts and are of grave nature involving complicated questions of law and facts. It is submitted that if the disciplinary proceedings are

allowed to proceed with the Department, the defence of the petitioner in the criminal trial would be adversely affected. Counsel has relied upon the judgment passed by the Hon'ble Supreme Court of India in the cases of **M. Paul Anthony versus Bharat Gold Mines Ltd. & Ors.: MANU/SC/0225/1999** and **Hindustan Petroleum Corporation Ltd. & Ors. versus Sarvesh Berry: (2005) 10 Supreme Court Cases 471**. Counsel submits that, in these circumstances, the disciplinary proceedings initiated against the petitioner are required to be stayed.

3. Matter requires consideration.
4. Issue notice to the respondents, through both the processes, returnable by next date of hearing. Requisites be filed within a period of two weeks, failing which this petition shall stand dismissed automatically without any further reference to the Bench.
5. List this case after six weeks.
6. Till the next date of hearing, keeping in mind the law laid down by the Hon'ble Supreme Court of India in the cases of **M.Paul & Hindustan (*supra*)**, there shall be a stay on the disciplinary proceedings initiated against the petitioner.

(ANIL KUMAR UPMAN),J