

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 8327/2026

Vidhya Sambal Assistant Professor Association

-----Petitioner

Versus

State of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	Mr. Shailesh Prakash Sharma
For Respondent(s)	:	

HON'BLE MR. JUSTICE SUDESH BANSAL
HON'BLE MR. JUSTICE RAVI CHIRANIA

Order

07/05/2026

1. Petitioner has been stated to be a registered society, formed under the Rajasthan Societies Registration Act, 1958, to represent the guest faculties appointed as "Assistant Professor" under Vidhya Sambal Scheme in the field of college education. Petitioner has questioned the vires of Rajasthan College Education Society (Raj-CES) Hiring of Manpower Rules, 2023 (for short, 'the Rules of 2023'), alleging these Rules to be ultra-vires to Article 309 of the Constitution of India and states that under these Rules, for appointment of "Teaching Associate" on contractual basis, an Advertisement No.06/2026 has been notified by the Rajasthan Staff Selection Board, Jaipur (for short, 'RSSB') on 30.04.2026, which has also been questioned herein.

2. Submission on behalf of petitioner is that since the vires of the Rules of 2023 is under challenge, the selection process in furtherance to the notification, impugned herein, be stayed because if the selection process of Teaching Associate on

contractual basis under the Rules of 2023 is permitted to be finalised, same would be detrimental to the rights of the Assistant Professors, who have been engaged as guest faculties under the Vidhya Sambal Scheme have been protected, not to be replaced by another set of *ad-hoc*/ contractual employee and until regularly selected candidates through Rajasthan Public Service Commission (for short, 'RPSC'), are made available, as held by Division Bench in the final order dated 19.09.2025 passed in **D.B. Special Appeal (Writ) No.903/2023** titled as "**State of Rajasthan Vs. Ram Chaturvedi & Ors.**".

3. In addition, challenge to the notification dated 30.04.2026 issued by the RSSB has also been made on the ground of jurisdiction as well, pointing out that RSSB is not a competent Board to select the candidates on the post of 'Assistant Professor' in college education, in the changed name of 'Teaching Associate'.

4. During course of arguments, this Court has also been apprised that the protection against replacement of the guest faculties under Vidhya Sambal Scheme, appointed on *ad-hoc*/ contractual basis, until availability of the regularly selected candidates through RPSC, is not final and still sub-judice because the order of Division Bench dated 19.09.2025 passed in **Ram Chaturvedi** (*supra*) has not been concurred by another Division Bench in its order dated 09.10.2025 passed in batch of appeals, lead case being **D.B. Special Appeal (Writ) No.1270/2025** titled as "**Dr. Shashi Pandit Vs. State of Rajasthan & Ors.**" and the issue has been referred to be considered by the Larger Bench.

5. Heard.

6. Issue notice to respondents of writ petition as also of stay application.

7. In the meanwhile, instead of staying the selection process on the post of Teaching Associate on contractual basis under the Rules of 2023, pursuant to the impugned notification dated 30.04.2026, we deem it just and proper to observe that the selection process shall remain subject to the orders passed in this writ petition.

8. It is also hereby observed that if any associate member of the petitioner-Society, participates in the selection process, same would not adversely affect the challenge made by the petitioner to the Rules of 2023 and notification dated 30.04.2026.

(RAVI CHIRANIA),J

(SUDESH BANSAL),J