

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 9138/2025

Rajini Morwani W/o Dev Dutt Sharma, aged about 59 years, Plot No.A- 47, Nehru Housing Society, Ajay Nagar, Ajmer, Rajasthan.

-----Petitioner

Versus

1. State of Rajasthan through Principal Secretary, Public Works Department, Secretariat, Jaipur, Rajasthan.
2. Chief Engineer & Additional Secretary, PWD, Jal Bhawan, 2-Civil Lines, Jaipur-30200, Rajasthan.
3. Additional Chief Engineer, Public Works Department, PWD Zone Ajmer, Rajasthan.
4. Superintending Engineer, Public Works Department, PWD, Zone Ajmer, Rajasthan.

-----Respondents

For Petitioner(s) : Mr. Ravi Jangir

For Respondent(s) :

HON'BLE MR. JUSTICE ANAND SHARMA

Order

16/02/2026

1. Learned counsel for the petitioner submits that after serving a charge-sheet under Rule 17 of Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1958 (for short, 'the Rules of 1958'), penalty order dated 10.04.2023 was passed by the Additional Chief Engineer (Administration), whereby penalty of withholding one grade increment without cumulative effect has been imposed upon the petitioner.

2. Learned counsel for the petitioner also submits that although penalty order dated 10.04.2023 has been challenged by the petitioner by way of filing departmental appeal under Rule 23

of the Rules of 1958 on 24.05.2023, however, despite lapse of more than two and half years the appeal has not been decided.

3. Learned counsel for the petitioner further submits that not deciding the departmental appeal is causing grave prejudice and miscarriage of justice to the petitioner in the manner that she has also been deprived of promotion on the higher post. He also submits that even otherwise the petitioner is due for retirement on attaining age of superannuation w.e.f. 28th February, 2026.

4. In the light of above, where the departmental appeal filed by the petitioner has not been decided by the Appellate Authority for more than last two and half years and retirement of the petitioner is due on 28th February, 2026, this Court deems it just and proper to dispose of the present writ petition with directions to the Appellate Authority for deciding the departmental appeal of the petitioner within a period of 15 days from the date of receipt of certified copy of this order.

5. Pending application(s), if any, also stand(s) disposed of.

(ANAND SHARMA),J