

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 10552/2026

URN: CW / 23323U / 2026

Dr. Dev Swarup Son Of Late Shri Gajadhar Singh, Aged About 65
Years, R/o B-4/126, Second Floor, Safdarjung Enclave, New
Delhi-110029

-----Petitioner

Versus

1. Secretary To The Governor-Cum-Chancellor, Governor
House, Civil Lines, Jaipur (Rajasthan)-302006
2. State Of Rajasthan, Through Principal Secretary,
Department Of Higher Education, Government Of
Rajasthan, Government Secretariat, Jaipur (Raj.)-302005
3. Rajasthan University, Through Its Registrar, University
Campus, J.I.n. Marg, Jaipur (Rajasthan)-302004
4. Baba Amte Divyang University, Through Its Registrar,
Address 3Rd Floor, Rajiv Gandhi Vidya Bhawan, Shiksha
Sankul, J.I.n. Marg, Jaipur, Rajasthan - 302017
5. Vishvakarma Skill University, Through Its Registrar,
Address Rajeev Gandhi Vidya Bhawan, 2Nd And 3Rd
Floor, Shiksha Sankul, J.I.n. Marg, Jaipur, Rajasthan -
302017.

-----Respondents

For Petitioner(s)	:	Mr. R.N. Mathur, Sr. Adv. assisted by Mr. Shashwat Purohit Mr. Jay Vardhan Joshi
For Respondent(s)	:	Mr. Rajendra Prasad Sr. Adv. Advocate General assisted by Mr. Sheetanshu Sharma Ms. Dhriti Laddha Mr. R.A. Katta

HON'BLE MS. JUSTICE REKHA BORANA

Order

02/07/2026

1. The present writ petition has been filed aggrieved of order dated 27.05.2026 (Annexure-23) whereby the petitioner has been removed from the post of Vice-Chancellor of Baba Amte Divyang University, Jaipur and Acting Vice-Chancellor of Vishvakarma Skill University, Jaipur.
2. Learned Senior Counsel appearing for the petitioner submits that order impugned dated 27.05.2026 has been passed on basis of the Inquiry Report submitted by the Inquiry Committee which was constituted in the year 2025. The allegations levelled against the petitioner were regarding the selection process undertaken for the post of Associate Professors with the Rajasthan University way back in the year 2011-2012 and 2012-2013. Learned counsel submits that constitution of a Committee in the year 2025 qua the selections of year 2011-2012 and 2012-2013 itself is malafide.
3. Further, the inquiry has been sought to be undertaken in terms of Rajasthan University Act, 1946 (for short the 'Act of 1946') whereas the petitioner is at present working as Vice-Chancellor of Baba Amte Divyang University, Jaipur and hence the action if any, could have been taken only in terms of the provisions of The Baba Amte Divyang University, Jaipur Act, 2023 (for short the 'Act of 2023') and not under the Act of 1946.
4. Learned Senior Counsel further submits that the order impugned has been passed at the verge of completion of the tenure of the petitioner as Vice-Chancellor of the Divyang University.

5. Learned Advocate General appearing on behalf of the respondents however submits that His Excellency, the Governor is competent within his domain to pass an order for removal of Vice-Chancellor in terms of Section 12 of the Act of 2023 which governs the Divyang University. Section 12 specifically provides that the Chancellor can pass an order for removal of the Vice-Chancellor if he is of the opinion that the continuance of the Vice-Chancellor in the Office is detrimental to the interest of the University. Herein, the Inquiry Report specifically found the petitioner guilty of irregularities in the appointment of Associate Professors made in the Rajasthan University in years 2011-2012 and 2012-2013 and hence, the action taken is in total consonance with law.

6. After hearing the learned Senior Counsels and keeping into consideration the fact that the inquiry sought to be undertaken is qua the selection of years 2011-2012 and 2012-2013, the same is clearly a delayed one. Further, it is an admitted fact that a writ petition qua the issue of appointment of Associate Professors had already been filed in the year 2013 which remains pending. Further, criminal proceedings qua the said issue also remain pending.

7. In that view, this Court is of the *prima facie* opinion that entertaining a complaint at behest of a person who had already preferred a writ petition which remains pending, after a delay of more than thirteen years, cannot be termed to be *bona fide*.

8. However, without recording any finding on merit, this Court deems the present to be a proper case for passing of an interim order. Hence, effect and operation of order impugned dated

27.05.2026 (Anneuxre-23) shall remain stayed till the final disposal of the present writ petition.

9. Stay petition stands **disposed of**.

(REKHA BORANA),J

79/RAHUL