

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 11399/2026
URN: CW / 25265U / 2026

Dr. Nidhi Sahu D/o Sitaram Sahu, Aged About 32 Years, R/o
Gram Post Baori, Todaraisingh. Baori, Tonk, Rajasthan-304505

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Principal Secretary,
Department Of Medical And Health Services, Govt. Of
Rajasthan, Secretariat, Jaipur, Rajasthan.
2. The Director/ Additional Director (P.h.), Medical And
Health Services, Govt. Of Rajasthan, Swasthaya Bhawan,
C-Scheme, Ashok Nagar, Jaipur, 302007 (Raj.).
3. The Principal Secretary, Medical And Health Department,
Govt. Of Rajasthan, Govt. Secretariat, Jaipur (Raj.).
4. The Principal, S.m.s. Medical College And Hospital, Jln
Marg, Jaipur 302004
5. National Medical Commission, Through Its Secretary,
Pocket - 14, Sector - 8, Phase-I, Dwarka, New Delhi-110
077

-----Respondents

For Petitioner(s)	:	Mr. Purvi Mathur Mr. Kushagra Sharma Mr. Sharad Dadhich
For Respondent(s)	:	Mr. Yash Joshi for Mr. Vigyan Shah, AAG Mr. Laxmikant Sharma for Mr. Angad Mirdha

HON'BLE MS. JUSTICE REKHA BORANA

Order

10/07/2026

1. The present writ petition has been filed with the prayer that
the respondents be directed to issue a relieving order in favour of
the petitioner and permit her to join on the post of Senior

Resident (TB & Respiratory Medicine) at SMS Medical College, Jaipur.

2. The facts of the case are that the petitioner was working as a Medical Officer. After completing NEET-PG-2022, she participated in the selection process for the post of Senior Resident. She remained successful in the first round. However, at the relevant point of time, she was on maternity leave and therefore, requested the authorities to extend the date of her joining as Senior Resident. The said request was not acceded to.

3. However, the petitioner remained successful in the second round too and she again made a similar request, but of no consequence.

4. On 10.06.2026, after availing maternity leave, the petitioner rejoined her duties. As the post of Senior Resident remained vacant till the said date, the petitioner again requested the concerned authorities to permit her to join and complete her Senior Residency training.

5. However, none of the requests made by the petitioner were responded to. Hence, the present writ petition has been filed.

6. On the last date of hearing, learned counsel for the respondents was directed to complete his instructions. He, on instructions, submit that the post of Senior Resident remains vacant as on date. He further submits that the department has no objection if the petitioner is relieved to undertake her Senior Residency training.

7. In the above circumstances, there appears to be no reason why the petitioner should not be relieved and permitted to join her Senior Residency training. No legal impediment has been pointed out on behalf of the respondents which would bar the petitioner from being relieved.

8. In view of the above overall facts, the present writ petition deserves to be and is hereby, **allowed**. Respondent No.2 is hereby directed to relieve the petitioner within a period of two weeks from today. Respondent No.4 is further directed to permit the petitioner to join her Senior Residency training after being relieved by respondent No.2, with immediate effect.

9. Stay application and pending application(s), if any, stand **disposed of**.

(REKHA BORANA),J