

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 11103/2025

Mohit Kumar Kumawat S/o Prahalad Kumawat, Aged About 25
Years, R/o Ward No. 06, Khoraniya Ki Dhani, Danta Tehsil
Dantaramgarh District Sikar Rajasthan

-----Petitioner

Versus

1. State Of Rajasthan, Through, Principal Secretary,
Department Of Medical And Health, Secretariat, Jaipur.
2. Director, State Health And Family Welfare Institution,
Jaipur.

-----Respondents

For Petitioner(s)	:	Mr. Raghu Nandan Sharma, Adv.
For Respondent(s)	:	

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

07/08/2025

1. Learned counsel for the petitioner submits that the petitioner appeared in the recruitment process for the post of Assistant Radiographer, and was declared successful with a score of 50.464% marks as against final cut off of 48.755%. However, the candidature of the petitioner was rejected due to the fact that in the caste certificate dated 20.03.2023 of the petitioner it was mentioned "OBC Creamy Category" instead of "OBC Non-Creamy Category". He further submits that upon gaining knowledge about the error on the part of the issuing authority, the petitioner immediately approached the issuing authority for the issuance of the corrected caste certificate under "OBC Non-Creamy Layer" and the same was issued to him on 03.10.2023. Thereafter, the

petitioner preferred S.B. Civil Writ Petition No. 10466 wherein a Co-ordinate Bench of this Court vide order dated 23.04.2025 had directed the petitioner to appear before the Joint director, Department of Medical Health, Nodal Officer Recruitment 2023, and in compliance thereof the petitioner appeared before the concerned committee but the said committee vide order dated 05.06.2025 (Annexure-12), has arbitrarily rejected the candidature of the petitioner without considering the circular bearing Serial No. 7(1) Personnel/A-2/2019 dated 17.10.2022 (Annexure-15), which has resulted in serious prejudice to the petitioner, as despite having secured marks above the cut off, his candidature has been rejected merely due to the fault of the issuing authority of the caste certificate of the petitioner. Such error cannot be attributed to the petitioner.

2. Heard.

3. Issue notice to the respondents, returnable within three weeks.

4. In the meanwhile, respondents are directed to keep one post of Assistant Radiographer vacant under the "OBC Non-Creamy Layer" category, if available as on date, subject to the final outcome of this writ petition.

(MANEESH SHARMA),J