

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D. B. Civil Writ Petition No. 2224/2023

Rakesh Babu Jaiswal & Another

-----Petitioners

Versus

Union of India & Others.

-----Respondents

Connected With

1. D.B. Civil Writ Petition No. 12011/2022

2. D.B. Civil Writ Petition No. 17101/2022

For Petitioners	:	Mr. Arvind Kumar Arora Advocate with Mr. Y.K. Sharma Advocate. Mr. Nikhil Simlote Advocate with Mr. Salim Khan Gori Advocate.
For Respondents	:	Mr. Devesh Yadav Advocate on behalf of Mr. R.D. Rastogi Additional Solicitor General. Mr. Yash Joshi Advocate on behalf of Mr. Vigyan Shah Additional Advocate General.

HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA
HON'BLE MR. JUSTICE ANAND SHARMA

Order

08/04/2025

Heard on prayer for stay.

Learned counsel for the petitioners would submit that prescription of upper age limit of males as 55 years, as provided under Section 21(g) of the Assisted Reproductive Technology (Regulation) Act, 2021 is manifestly arbitrary.

Learned counsel for the respondents referring to material placed on record would submit that age limits for males and females are based on opinion of the experts.

The petitioners have failed to place on record any material in the form of opinions of the medical experts which prima facie

show that prescription of upper age limit for males for availing ART with restriction upto 55 years of age is against widely accepted age norms.

In that view of the matter, we are not inclined to pass any interim order.

Stay applications are rejected.

We are inclined to finally hear these matters on 17.04.2025.

List these matters on 17.04.2025.

Office is directed to place a copy of this order on record of each connected petition.

(ANAND SHARMA),J

(MANINDRA MOHAN SHRIVASTAVA),CJ