

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 12492/2022

Dr. Kuldeep Singh Yadav S/o Shri Sheokaran Dusad, Aged About 41 Years, R/o 3-D/162, Chitrakoot, Ajmer Road, Jaipur (Rajasthan).

-----Petitioner

Versus

1. The Union Of India, Through The Secretary To The Government, Department Of Labour And Employment, Government Secretariat, New Delhi.
2. The Employees State Insurance Corporation, (Ministry Of Labour And Employment, Government Of India), Panchdeep Bhawan, Cig Marg, New Delhi-02 Through Its Chairman.
3. The Deputy Director (Examine), Employees State Insurance Corporation, (Ministry Of Labour And Employment, Government Of India), Panchdeep Bhawan, Cig Marg, New Delhi-02.

-----Respondents

For Petitioner(s)	:	Mr. Gitesh Joshi Mr. Jaswant Parsaya, Adv. Mr. Vageesh Sharma, Adv.
For Respondent(s)	:	Mr. Namo Narayan Sharma, Adv. with Mr. Abhishek Kaushik, Adv.

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE RAVI CHIRANIA

Order

10/02/2026

This writ petition has been filed by the petitioner with the following prayers:-

"It is, therefore, humbly and respectfully
prayed that the Writ Petition filed by the
petitioner may kindly be pleased to accept
and allow and

(1) by issuance of suitable writ, direction

or order in the nature thereof the thereby Hon'ble Court may kindly be pleased to expunge the illegal and ultra virus term (b) with regard to at least three years teaching experience as Senior Resident or Tutor or Demonstrator or Registrar or Assistant Professor or Lecturer in the concerned Specialty or Super-Specialty in a recognized teaching institution after obtaining the post graduate degree in recruitment of the Teaching faculty (Assistant Professors in EXIC PGIMSRS and ESIC Medical Colleges on Direct Recruitment Basis in pursuance advertisement dated to for the 16.06.2022 for the recruitment on the post the Assistant

Professor issued by the Deputy Director, Employees State Insurance Corporation, (Ministry of Labour & Employment, Government of India), New Delhi.

ii) by issuance of suitable writ, direction or order in the Court nature may thereof be thereby the Hon'ble court may kindly be pleased to declaring ultra virus and illegal to the term and condition of the sub Section 7 (B) of Point No. 8 of the Schedule with regard to eligibility for the post of the Assistant Professor as prescribed in the Gazette of India Notification No. CG-DL-W-04062022-236286 Serial No. 23 dated 04-10.06.2022.

iii) by issuance of suitable writ, direction or order in the nature thereof thereby the Hon'ble Court may kindly be pleased to direct the respondent No. 3 to appoint the petitioner on the post of Assistant Professor

(Psychiatry) and in the alternative the respondents be directed to kept one post of the Assistant Professor (Psychiatry) for the petitioner.

(iv) Any other order or direction, which your Lordships may deem just and proper in the facts and circumstances of the case, may kindly be passed in favour of the petitioner and in the interest of justice.

v) The writ petition may kindly be allowed throughout with costs.”

Counsel for the respondent submits that the recruitment process relates to the year 2022 and subsequently new notification has also been issued in the year 2024.

We have perused the record.

There is no interim order passed by this Court.

In that view of the matter, in our considered view, by efflux of time, the present writ petition has become infructuous and the same is dismissed accordingly. However, the petitioner is at liberty to file fresh writ petition challenging the new recruitment process if he so desires.

(RAVI CHIRANIA),J

(INDERJEET SINGH),J