

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

S.B. Civil Writ Petition No.21376/2018

Home Guard Samanvaya Samiti, District Jaipur, Through Its President Shri Anand Prakash Tokasia,, Aged About 40 Years, Son Of Shri Noratan Mal Tokasia, Resident Of Plot No.24, Ganesh Vihar Colony, Near Royal Green Apartments, Sirsi Mod, Sirsi Road, Jaipur

-----Petitioner

Versus

1. State Of Rajasthan, Through The Principal Secretary, Department Of Home (Home Guards And Civil Defence,), Government Of Rajasthan, Government Secretariat, Jaipur
2. The Director General And Commandant General Of The Home Guards, Directorate Of Home Guards, Headquarters, Government Of Rajasthan, Jaleb Chowk, Jaipur.
3. The Additional Director General Of Home Guards, Directorate Of Home Guards, Government Of Rajasthan, Jaleb Chowk, Jaipur
4. The Deputy Commandant General-Ii And Secretary, Welfare Fund Executive Committee, Department Of Home Guards, Headquarters, Government Of Rajasthan, Jaipur
5. The Regional Provident Fund Commissioner, Rajasthan, Vidyut Marg, Jyoti Nagar, Jaipur

-----Respondents

For Petitioner(s)	:	Mr.Abhinav Sharma, Adv.
For Respondent(s)	:	Mr.Rajesh Maharshi, AAG with Mr.Udit Sharma, Adv. Mr.Kamal Kant Vyas, Adv. for No.5.

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR

Order

07/03/2022

Mr.Utkal Ranjan Sahoo, DGP (Home Guard), is present in the Court, as direction given by this Court on 21.02.2022.

Learned AAG Mr.Rajesh Maharshi has filed an additional affidavit in compliance of direction given by this Court and copy thereof has also been furnished to learned counsel for the petitioner.

Learned counsel for the petitioner Mr.Abhinav Sharma is free to file counter affidavit thereto.

This Court finds that the issue with regard to confer the benefits in favour of the Home Guards, as per the funds collected by the respondents, also needs to be examined again by the Authorities concerned. The meeting which is required to be convened under the Rajasthan Home Guard Rules, may also be convened, as the superannuation benefits given to the employees, *prima facie* seems on much lower side.

Learned AAG Mr.Rajesh Maharshi also assures this Court that fund available with the Authorities will be made use of by giving proper amenities to the Home Guards.

The Authorities are free to convene the meeting for consideration of revised proposal for the Home Guards.

List this case on 30.03.2022. For the next date, the presence of DGP is dispensed with and if this Court finds that his presence would be required in future, accordingly Mr.Rajesh Maharshi, AAG will be informed.

(ASHOK KUMAR GAUR), J

Himanshu Soni/84/Rajat