

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 17947/2019

Gvk Emergency Management And Research Institute (Gvk Emri)

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. M.M. Ranjan, Sr. Adv. assisted by Mr. Yashwardhan Tolani
For Respondent(s)	:	Mr. Vigyan Shah, AAG with Mr. Sankalp Vijay Ms. Monisha Agarwal

HON'BLE MR. JUSTICE SAMEER JAIN
Order

08/05/2026

1. In the instant matter, learned Senior Counsel Mr. M.M. Ranjan, appearing on behalf of the petitioner submits that when the present dispute was initially agitated before the learned Arbitral Tribunal, a preliminary objection *qua* its maintainability was raised by the respondents. The respondents contended that the matter was not maintainable before the learned Tribunal as there was an availability of alternative Dispute Redressal Board with the petitioner as per the governing contract.

2. In light of the said objection, the petitioner consciously withdrew their specific claims, as detailed from para 'O' to 'W' of paragraph 80 of the claim petition, before the learned Arbitral Tribunal. It is submitted that the liberty was duly sought and granted to the petitioner to seek the redressal of their grievances as per the provisions enshrined under Clause 18 of the governing contract dated 23.05.2013, which provides for the settlement of disputes by a designated Committee formulated under the chairmanship of the Chief Secretary and three other members.

3. It is further submitted that pursuant to a subsequent order dated 09.07.2018, the said Committee, within a time of mere one month, passed the impugned order dated 24.08.2018 (Annexure-15). It is contended that the impugned action was executed by way of a cryptic and three-line order, whereby the petitioner's claim was declared as *void ab initio* under Clause 18, purportedly with the approval of the Chief Secretary.

4. Learned Senior Counsel submits that such a summary rejection is grossly violative of the principles of natural justice and the same suffers from non-application of mind.

5. *Per contra*, Mr. Vigyan Shah, learned AAG, appearing on behalf of the respondents vehemently opposed the present petition. It is submitted that the petitioner had duly marked appearance during the proceedings, and there has been no violation of the principles of natural justice. It is further submitted that that the said order was passed after due and proper consideration of the factual matrix.

6. However, to put forth and substantiate the State's contentions on record, learned AAG seeks an accommodation and prays for liberty to file an additional affidavit.

7. Time and liberty as prayed for, is granted.

8. Accordingly, learned AAG is directed to place the additional affidavit on record within a period of one week from the date of passing of this order.

9. List the matter on 26.05.2026 in the supplementary cause list.

(SAMEER JAIN),J