

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 16817/2025

Prahlad Singh Shekhawat S/o Shri Kalyan Singh Shekhawat,
Aged About 43 Years, R/o- Plot No 65-A Shekhawat Nagar -A
Govind Pura, Kalwar Road Jaipur Rajasthan.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Secretary To Government, Department Of Personnel, Rajasthan, Secretariat, Jaipur (Rajasthan) - 302005.
2. Rajasthan Public Service Commission (RPSC), Through Its Secretary, Ghooghara Ghati, Jaipur Road, Ajmer (Rajasthan) - 305001.

-----Respondents

For Petitioner(s)	:	Mr. Sukhraj Singh Rathore
For Respondent(s)	:	Mr. Prakhar Jain for Mr. Archit Bohra, AGC Mr. M.F. Baig with Mr. Govind Gupta

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

14/11/2025

1. Instant writ petition is filed by the petitioner with following prayer:-

"A. By an appropriate writ, order, or direction, the action of the respondents in failing to consider the reallocation of service and in not granting appointment to the petitioner against a vacancy post reserved for ex-servicemen in the Rajasthan Tehsildar Service (RTS), be declared arbitrary, unjust, illegal and wrong.

B. By an appropriate writ, order or direction, the respondents be directed to reallocate the service of the petitioner from the Rajasthan Account Service (Raca) to Rajasthan Tehsildar Service (RTS),

against a vacancy/post reserved for Ex-servicemen pursuant to the advertisement dated 02-04-2018 and the corrigendum (Annexure-01).

C. By an appropriate writ, order direction, the respondents be directed to give appointment to the petitioner in Rajasthan Tehsildar Service (RTS), against a vacancy/post reserved for ex-servicemen pursuant to the advertisement dated 02-04-2018 and the corrigendum (Annexure-01), with all consequential benefits flowing thereof in accordance with law. In the event, if no vacancy/post reserved for ex-servicemen is available in respect of Rajasthan Tehsildar Service (RTS) in the respective category to which the petitioner belongs, then in that case by an appropriate writ, order or direction, the respondents be directed to create a supernumerary vacancy/post reserved for ex-servicemen. in respect of Rajasthan Tehsildar Service (RAS) in the respective category to which the petitioner belongs, pursuant to advertisement dated 02-04-2018 and corrigendum (Annexure-01). Accordingly, appointment, be Given to the petitioner on the said vacancy/post of Rajasthan Tehsildar Service (RTS) with, all consultation benefits flowing thereof in accordance with law.

D. by an appropriate writ, order direction the respondents be directed to make compliance of the Hon'ble Court directions expeditiously, preferably in within a period of two months.

E. Any other appropriate writ, order or direction which this Hon'ble Court may deem just and proper in the facts and circumstances of the case may kindly be passed in favour of the petitioner.

F. Writ petition filed by the petitioners may kindly be allowed with costs."

2. Learned counsel for the petitioner submits that respondent No.2 has conducted recruitment for the Rajasthan State and Subordinate Services Combined Competitive Examination, 2018 and the present petitioner was one of the selected candidate in the cadre of Rajasthan Account Service under the category General Ex-serviceman. He further submits that one of the

selected candidate Surendra Singh, who claimed post in the category General Ex-serviceman, has not joined the service due to non-issuance of NOC by his employer and he has filed **S.B. Civil Writ Petition No.4296/2021** before the Principal Seat of this Hon'ble Court at Jodhpur, which was dismissed on 14.12.2023. He further submits that Division Bench Writ Appeal is filed by him and same is pending before Hon'ble Division Bench as **D.B. SAW No.1045/2023**. He submits that one post of RAS category was kept vacant in pursuant to order passed by Hon'ble Court at Principal Seat, Jodhpur in SB CWP No. 4296/2021 but after dismissal of writ, same is vacated and Hon'ble Division Bench has permitted for filling up said post.

3. He further submits that Dinesh Kumar Yadav, Akanksha Kumari and the present petitioner were respondents in the writ petition filed by Surendra Singh and Akanksha Kumari have filed **S.B. Civil Writ Petition No.7494/2025** and 12075/2025 for reshuffling against vacant posts. He submits that in case of reshuffling among the selected and appointed candidates, the petitioner is also entitled for consideration at the time of reshuffling.

4. Mr. M.F. Baig accepts notice on behalf of respondent No.2-RPSC and Mr. Prakhar Jain accepts notice on behalf of Mr. Archit Bohra, for respondent No.1-DOP. Office is directed to reflect their names as counsel for the respondents.

5. Learned counsel for the respondents submit that as and when any resuffling is going to take place, the order of merit will be taken care of by the Department concerned and if the petitioner falls in order of merit to consider for reshuffling, then

his case will be considered by the Department in accordance with established procedure and rules.

6. Having considered the statement of learned counsel for the parties, it is appropriate to dispose of the writ petition at this stage.

7. The petitioner is given a liberty to submit a representation to the respondents for reconsideration of his candidature for reshuffling for the post, if lying vacant or found vacant, and if reshuffling is done by the Department, then the candidature of the present petitioner be considered in accordance with established procedure and prevalent rules but in no case, the order of merit be compromised. In case of any deviation, the respondents are directed to pass a reasons and speaking order on the representation submitted by the petitioner and the petitioner is at liberty to re-approach the Court with a fresh petition.

8. With the aforesaid, the writ petition is disposed of with pending application, if any.

(ASHOK KUMAR JAIN),J