

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 17088/2025

1. Dr. Mazoor Ahmed Khokher S/o Vazir Mohammed, Aged About 67 Years, R/o Behind Of Dhan Mandi, Gurunanak Colony, Bundi, District Bundi (Raj.).
2. Dr. Krishn Murari Rewal S/o Ram Narayan, Aged About 67 Years, R/o Near Bavdi, Village Gothada, District Bundi (Raj.).
3. Dr. Bhanwar Singh Hada S/o Kalyan Singh, Aged About 68 Years, R/o A-167, Roop Nagar, Jhalawar City, District Jhalawar (Raj.)
4. Dr. Diwakar Sharma S/o Nityanand Sharma, Aged About 67 Years, R/o Nityanand Ji Ka Makan, Balchand Pada, Bundi, District Bundi (Raj.).
5. Dr. Ashok Kumar Saxena S/o Ram Babu Saxena, Aged About 68 Years, R/o 1-I-28, Vikas Nagar, Bundi, District Bundi (Raj.).
6. Dr. Yogesh Kumar Kashyap S/o Ramchandra Sharma, Aged About 67 Years, R/o Sangam Vihar, Behind Menal Hotel, Bundi Road, Kota, District Kota (Raj.).
7. Dr. Om Prakash Sharma S/o Ram Laxman Sharma, Aged About 65 Years, R/o H. No. 33, Kesri Singh Nagar, Police Line, Bundi, District Bundi (Raj.)
8. Dr. Ved Bhushan Pareek S/o Kunj Bihari Lal Pareek, Aged About 68 Years, R/o Ward No. 15, Pareek Sadan, Near Swami Ji Temple, Chechat, Alod, District Kota (Raj.).

----Petitioners

Versus

1. State Of Rajasthan, Through The Additional Chief Secretary, Department Of Finance, Government Secretariat, Jaipur (Raj.).
2. Principal Secretary, Department Of Ayurveda And Bhartiya Chikitsa, Government Of Rajasthan, Government Secretariat, Jaipur (Raj.).
3. Dy. Secretary, Department Of Ayurveda And Bhartiya Chikitsa, Government Of Rajasthan, Government Secretariat, Jaipur (Raj.).
4. Director Ayurveda, Directorate Of Ayurveda, Ajmer (Raj.).

5. Director, Pension And Pension Welfare, Govt. Of Rajasthan, Jyoti Nagar, Jaipur (Raj.).

----Respondents

For Petitioner(s) : Ms. Vijay Laxmi Gautam for Mr. Ashindra Gautam
For Respondent(s) : Mr. Bhwnesh Sharma, AAG
Mr. Aditya Godara for Ms. Mahi Yadav, AAG

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

13/11/2025

1. Mr. Bhwnesh Sharma, AAG accepts notice for respondent Nos. 1 to 4 whereas Aditya Godara accepts notice on behalf of Ms. Mahi Yadav for respondent No.5.

2. Office is directed to reflect the name of Mr. Bhwnesh Sharma and Ms. Mahi Yadav as counsel for respondents.

3. Learned counsel for petitioner placing reliance upon judgment dated 13.07.2022 in **D.B. Civil Writ Petition No. 13496/2021 titled as Dr. Mahesh Chandra Sharma & Ors. Vs. State of Rajasthan and Ors. and order dated 13.08.2025 in DB Writ Petition No. 9910/2025 titled as Dr. Sukhram And Anr. Vs. State of Rajasthan and Ors.** and submits that this writ petition be disposed of in accordance with ratio as laid down by Hon'ble Division Bench of this Court.

4. Learned AAG, Mr. Bhwnesh Sharma submits that recently a SLP (Civil) filed by State of Rajasthan, challenging orders in several cases, Hon'ble Supreme Court has referred the issue to a larger Bench and till disposal by the larger Bench an interim order was passed but he has no objection in case this writ petition is

disposed of in accordance with judgment of Hon'ble Supreme Court.

5. In case of **Dr. Mahesh Chandra Sharma (supra)**, the age of superannuation of Ayush doctors increased to 62 years but in case of **Dr. Sukhram (supra)**, a notional benefit is granted to those Ayush doctors who superannuated at the age of 60 years but were not continued till attaining age of 62 years. The petitioners have crossed the age of 62 years and as per the counsel for petitioners, they are entitled for notional benefit as decided in case of **Dr. Sukhram (supra)**.

6. Having considered aforesaid and also the judgments as referred hereinabove, the writ petition is disposed of on terms as decided by Hon'ble Supreme Court in SLP (c) No. 9563/2024 order dated 17.10.2025 (**State of Raj. And Ors. Vs. Anisur Rahman**). The petitioner is entitled to benefits in accordance with decision of Hon'ble Supreme Court in case of **Anisur Rahman (supra)**.

7. With aforesaid, the instant writ petition stands disposed with pending application(s), if any.

(ASHOK KUMAR JAIN),J