

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



S.B. Civil Writ Petition No. 16977/2025

1. Nand Kishor Sharma Son Of Bhagwati Lal Sharma, Aged About 49 Years, Resident Of Near Siddhi Vinayak Hotel, Gulab Bagh, Karauli (Raj.).
2. Omprakash Sharma Son Of Bhagwati Lal Sharma, Aged About 48 Years, Resident Of Village Parana, Post Karsana, Tehsil Doongala, District Chittorgarh (Raj.).
3. Rajender Solanki Son Of Hari Ram, Aged About 50 Years, Resident Of Pyau Ke Saamne Wali Gali, Rajendra Nagar Colony, Jalore (Raj.).

----Petitioners

Versus

1. State Of Rajasthan, Through The Principal Secretary, Medical And Health Services (Group-Iii), Government Of Rajasthan. Secretariat, Jaipur-302005 (Raj.).
2. The Mission Director (Nhm), Directorate Of Medical Health And Family Welfareservices, Swasthya Bhawan, Tilak Marg, C- Scheme, Jaipur-302005 (Raj.).
3. The Additional Mission Director (Nhm), Directorate Of Medical Health And Family Welfare Services, Swasthya Bhawan, Tilak Marg, C-Scheme, Jaipur-302005 (Raj.).
4. The Project Director (Nhm), Directorate Of Medical Health And Family Welfare Services, Swasthya Bhawan, Tilak Marg, C-Scheme, Jaipur-302005 (Raj.).
5. The Additional Director (Administration), Medical And Health Services (Rajasthan), Swasthya Bhawan, Tilak Marg, C-Scheme, Jaipur-302005 (Raj.).

----Respondents

For Petitioner(s) : Mr. Tanveer Ahmad
Mr. Iyliyass Khan

For Respondent(s) : Mr. Archit Bohra, AGC

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

13/11/2025

1. Instant writ petition is preferred by petitioners with following prayer:

“(i) The respondents may kindly be directed to consider the candidature of the petitioners for appointment on the post of Nurse Grade-II (GNM) against total 6172/6665 posts and if they stand in merit than appointment may kindly be given to them with all consequential benefits.

(ii) That the present writ petition may kindly be disposed in terms of order dated 19.12.2018 passed in sbcw no. 14497/2018 titled as Suresh Kumar & ors vs State of Rajasthan & ors in the interest of justice.

(iii) Order/letter dated 08.10.2025 by which respondents have decided to include only those candidates in merit {for appointment on the post of Nurse Grade II (GNM) 2007} who were party to the writ petition number 14497/2017 may kindly be quashed and set aside.

(iv) 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 petitioners,

(v) Cost of the writ petition may also be awarded in favour of the petitioners.”

2. Learned counsel for petitioners while referring and relying upon judgment dated 19.12.2018 in S.B. Civil Writ Petition **No.14497/2017 Suresh Kumar and Ors. Vs. State of Rajasthan and Ors.** submits that the controversy and the issue raised herein is already settled by a Co-ordinate Bench at Principal Seat, Jodhpur and judgment is approved by Hon'ble Division Bench in **D.B. Special Appeal Writ No.414/2019 State of Rajasthan and Ors. Vs. Suresh Kumar and Ors. on 15.09.2025.** He further submitted that instant writ petition be disposed of in accordance with judgment dated 19.12.2018 and affirmed on 15.09.2025.
3. Mr. Archit Bohra, AGC accepts notice. Office is directed to reflect his name as counsel for respondents.

4. Having considered the submissions of learned counsel for petitioners and also material placed on record, the writ petition may be disposed of in light of judgment dated 19.12.2018 in **S.B. Civil Writ Petition No.14497/2017** and partly modified on dated 15.09.2025 in **D.B. Special Appeal Writ No.414/2019** by Hon'ble Division Bench of this Court at Principal Seat, Jodhpur.
5. Considered the grievance raised herein, the petitioners are given a liberty to submit a representation to the respondents-Authority within a period of 30 days raising all grounds and the respondents-Authority are directed to decide the representation in light of judgment referred hereinabove with a reasoned and speaking order within a period of 30 days from date of receipt of representation. After passing the order, the respondents are under an obligation to communicate the order to the petitioners either by way of speed post or through E-mail, if petitioners have provided E-mail in their representation. If the petitioners are still aggrieved, they have liberty to approach this Court with fresh petition.
6. Needless to say that if petitioners are entitled for benefits, same shall be extended in accordance with ratio mentioned herein.
7. With the aforesaid directions, the present writ petition with pending application, if any, stands disposed of.

(ASHOK KUMAR JAIN),J