

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal Writ No. 1350/2025

Smt. Asha Gupta D/o Shri Jyoti Swaroop Gupta

----Appellant

Versus

State Of Rajasthan

----Respondent

Connected With

D.B. Special Appeal (Civil) No. 5/2025

Smt. Asha Gupta D/o Shri Jyoti Swaroop Gupta

----Appellant

Versus

Shri Kamlesh Sharma (Transferred) Deputy Director Secondary
Education & Ors.

----Respondents

For Appellant(s) : Mr. Raghu Nandan Sharma, Adv.

For Respondent(s) : Ms. Pooja Sharma, AAAG
Mr. S.S. Naruka, AAG

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

12/02/2026

Issue notice to the respondent(s).

Ms. Pooja Sharma, AAAG accepts notice on behalf of State.

Copy of appeals be provided to Mr. S.S. Naruka, learned
Additional Advocate General, who appears for Secondary
Education Department.

We notice that appellant had moved an application seeking
withdrawal of his undertaking which was given in the year 2019 on
the ground that writ petition was not being finally heard. It is also
noticed that along with moving of application for withdrawal of
undertaking, the application for revival of the contempt petition

was also moved which has been dismissed by the Court imposing cost of Rs.10,000/-.

Learned counsel submits that in the writ petition, the stay application filed by the State Government was already rejected and the appellant therefore could not be forced to give an undertaking. Learned counsel also submits that the appellant is now above 67 years of age and is waiting for the dues, which have been allowed in her favour by the Rajasthan Civil Service Appellate Tribunal.

Mr. S.S. Naruka, learned Additional Advocate General shall take instructions.

List these matters after three weeks.

In the meantime, the effect and operation of the order dated 07.10.2025 passed for imposing cost in revival application shall remain stayed.

(SANGEETA SHARMA),J

(SANJEEV PRAKASH SHARMA),ACTING CJ