

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 19259/2024

Dr. Pankaj Kumar Son Of Ram Kumar, Aged About 44 Years,
Address - Siras, Bharatpur (Rajasthan) - 321408.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Additional Chief Secretary, Forest, Environment And Climate Change Department, Rajasthan, Secretariat, Jaipur (Rajasthan) - 302005.
2. Member Secretary, Rajasthan State Pollution Control Board (RSPCB), Headquarter, 4, Institutional Area, Jhalana Doongri, Jaipur - 302004.
3. Member Secretary, State Level Environment Impact Assessment Authority (SEIAA), Rajasthan, 10 Bhawani Singh Lane, Near Sahkar Marg, Jaipur (Rajasthan) - 302001.
4. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 1 (SEAC-1) Rajasthan, C/o Rajasthan State Pollution Control Board, 4, Jhalana, Institutional Area, Jaipur (Rajasthan) - 302004.
5. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 2 (SEAC-2) Rajasthan, C/o Rajasthan State Pollution Control Board, 4, Jhalana, Institutional Area, Jaipur (Rajasthan) - 302004.
6. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 3 (SEAC-3) Rajasthan C/o Van Bhawan, C-115, Nh-65, New Pali Road, Opposite Urban Haat, Krishna Nagar, Jodhpur (Rajasthan) - 342005.
7. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 4 (SEAC-4), Udaipur Rajasthan, Indian Institute Of Town Planners Building, Rajasthan Regional Chapter Near Celebration Mall, Bhuwana Road, Udaipur (Rajasthan) - 313001.

-----Respondents

Connected With

S.B. Civil Writ Petition No. 19260/2024

Amar Singh Dhabhai Son Of Prithavi Singh Dhabhai, Aged About 30 Years, Address- Nimbhi, Jaipur (Rajasthan) - 302028.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Additional Chief Secretary, Forest, Environment And Climate Change Department, Rajasthan, Secretariat, Jaipur (Rajasthan) - 302005.
2. Member Secretary, Rajasthan State Pollution Control

Board (RSPCB), Headquarter, 4, Institutional Area, Jhalana Doongri, Jaipur - 302004.

3. Member Secretary, State Level Environment Impact Assessment Authority (SEIAA), Rajasthan, 10 Bhawani Singh Lane, Near Sahkar Marg, Jaipur (Rajasthan) - 302001.
4. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 1 (SEAC-1), Rajasthan, C/o Rajasthan State Pollution Control Board, 4, Jhalana, Institutional Area, Jaipur (Rajasthan) - 302004.
5. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 2 (SEAC-2), Rajasthan, C/o Rajasthan State Pollution Control Board, 4, Jhalana, Institutional Area, Jaipur (Rajasthan) - 302004.
6. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 3 (SEAC-3), Rajasthan C/o Van Bhawan, C-115, Nh-65, New Pali Road, Opposite Urban Haat, Krishna Nagar, Jodhpur (Rajasthan) - 342005.
7. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 4 (SEAC-4), Udaipur Rajasthan, Indian Institute Of Town Planners Building, Rajasthan Regional Chapter Near Celebration Mall, Bhuwana Road, Udaipur (Rajasthan) - 313001.

----Respondents

S.B. Civil Writ Petition No. 19266/2024

Lalit Kishor Bagara Son Of Late. Ishwar Lal Bagara, Aged About 35 Years, Address Bhinvpura, Bagwada, Jaipur (Rajasthan) 303805.

----Petitioner

Versus

1. The State Of Rajasthan, Through Its Additional Chief Secretary, Forest, Environment And Climate Change Department, Rajasthan, Secretariat, Jaipur (Rajasthan) 302005.
2. Member Secretary, Rajasthan State Pollution Control Board (RSPCB), Headquarter, 4, Institutional Area, Jhalana Doongri, Jaipur 302004.
3. Member Secretary, State Level Environment Impact Assessment Authority (SEIAA), Rajasthan, 10 Bhawani Singh Lane, Near Sahkar Marg, Jaipur (Rajasthan) 302001.
4. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee 1 (SEAC-1), Rajasthan, C/o Rajasthan State Pollution Control Board, 4, Jhalana, Institutional Area, Jaipur (Rajasthan) 302004.
5. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee - 2 (SEAC-2), Rajasthan, C/o Rajasthan State Pollution Control Board, 4, Jhalana,

Institutional Area, Jaipur (Rajasthan) 302004.

6. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee 3 (SEAC-3), Rajasthan C/o Van Bhawan, C-115, Nh-65, New Pali Road, Opposite Urban Haat, Krishna Nagar, Jodhpur (Rajasthan) 342005.
7. Member Secretary, Secretariat Of The State Level Expert Appraisal Committee 4 (SEAC-4), Udaipur Rajasthan, Indian Institute Of Town Planners Building, Rajasthan Regional Chapter Near Celebration Mall, Bhuwana Road, Udaipur (Rajasthan) 313001.

-----Respondents

For Petitioner(s) : Mr. Tribuvan Narayan Singh

For Respondent(s) : Mr. Akhil Simlote,
Ms. Niti Jain Bhandari for
Mr. Bharat Vyas, AAG

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

10/01/2025

1. Grievance of petitioners is that petitioners were engaged by Rajasthan State Pollution Control Board as Consultant against the vacant posts of Engineering and Scientific Cadre in State Level Environment Impact Assessment Authority (SEIAA) and State Environmental Appraisal Committee (SEAC)-1&2 vide order dated 25.07.2022 (Ann.1) and their engagement was continued time to time and has been extended up to 3rd February, 2025 vide order dated 20.08.2024, however their engagement has been dispensed with in the mid-term vide order dated 14th October, 2024 on pretext of expiry of the tenure of existing SEIAA and SEAC.
2. Counsel for the petitioners submits that vide office memorandum dated 26.11.2024, the Government of India has granted extension of time for completion of re-appraisal of the

environmental clearances and hence, the need of petitioners subsists and further it has been pointed out that vide order dated 12.12.2024, application for engagement of fresh technically skilled person on contractual basis have been invited by the respondent No.3.

3. Heard.

4. Issue notice.

5. On behalf of respondents No.1 & 2, respective standing counsels are directed to accept notice. Counsel for the petitioners is directed to serve a copy of these petitions in the office of Mr. Akhil Simlote and Mr. Bharat Vyas, AAG in course of the day. Their names be shown in the cause list.

6. Hence, notices be issued to the respondents No.3 to 7 of the writ petition as also of stay application by both modes, ordinary as well as registered post, returnable by four weeks.

7. In the meanwhile, if fresh engagement pursuant to the advertisement dated 12.12.2024 against the vacant posts of petitioners have not been made, the posts on which the petitioners were working shall not be filled by another contractual employees.

(SUDESH BANSAL),J