

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 19487/2025

Nilesh Kumar Shah S/o Shri Prakash Chander Shah, Aged About 53 Years, R/o Ward No. 08, Nehru Marg Kushalgarh Distt. Banswara (Rajasthan).

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Principal Secretary, Department Of Education, Secretariat, Jaipur, (Rajasthan).
2. The Director, Elementary Education, Bikaner, District Bikaner (Rajasthan).
3. The District Education Officer, Elementary Education, Banswara (Rajasthan).

-----Respondents

For Petitioner(s)	:	Mr. Sunil Kumar Singodiya
For Respondent(s)	:	

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

11/12/2025

1. This writ petition has been filed by the petitioner with the following prayer:-

“i) The respondents be directed to grant the benefit of ACP/Selection scale in favour of the petitioner on completion of 9,18,27 years of service counting the length of service from the date of initial appointment and further the action of the respondents in deferring the benefit of ACP on account of having more than two children after the cut off date may kindly be held as illegal and arbitrary and further the respondent be directed to grant the benefit of

financial upgradation under ACP Scheme in favour of the petitioner with all consequential benefits.”

2. During course of arguments, learned counsel for petitioner submits that the petitioner may be granted permission to file an appropriate representation before the respondents-Authority to consider and resolve his grievances.
3. Considered the grievance raised herein, the petitioner is 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 consider and decide the representation after enquiry about grievances, raised by the petitioner but with a reasoned and speaking order within a period of 30 days from date of receipt of representation. After the decision, the respondents are under an obligation to communicate the decision to the petitioner either by way of speed post or through E-mail, if petitioner has provided E-mail in his representation. If the petitioner is still aggrieved, he is at liberty to approach this Court with fresh petition.
4. With the aforesaid directions, the present writ petition with pending application, if any, stands disposed of.

(ASHOK KUMAR JAIN),J