

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

D. B. Civil Writ Petition No. 19672/2024

1. Dr Surendra Kumar Sharma S/o Shri Jagannath Prasad Sharma, Aged About 67 Years, Resident Of 693, behind Central Academy, Mahaveer Nagar, Gopalpura Mode, Tonk Road, Jaipur, Rajasthan 302017
2. Dr Braj Mohan Panchal S/o Shri Bishan Lal Panchal, Aged About 64 Years, Resident Of 330- B, Bajrang Nagar, Nayapura, Kota, Rajasthan -
3. Dr Madhu Sudan Vaishnav S/o Shri Girdhari Das Vaishnav, Aged About 65 Years, Resident Of 124, Bajrang Nagar Police Line, Nayapura, Kota, Rajasthan - 324001
4. Dr Ghanshyam Malav S/o Shri Dev Lal, Aged About 63 Years, Resident Of 154, Siswali Road, Keshav Colony, Antah, Baran, Rajasthan - 325202
5. Dr Ashwini Kumar Sharma S/o Shri Hiralal Sharma, Aged About 67 Years, Resident Of Bank Road Awan, Kota, Rajasthan - 325602
6. Dr Mrigendra Joshi S/o Shri Dau Dayal Joshi, Aged About 64 Years, Resident Of H.no. 1 Gha, 36 Dadabadi, Kota, Rajasthan - 324007
7. Dr Virendra Kumar Pareek S/o Krishn Gopal Pareek, Aged About 66 Years, Resident Of 139, Dadabadi Vistar Yojana, Kota, Rajasthan - 324009
8. Dr Satish Chandra Rawal S/o Shri Heera Lal, Aged About 67 Years, Resident, Village And Post Kanwara, Jhalawar, Rajasthan - 326501
9. Dr Subhash Chander Bhardwaj S/o Shri Girdhari Lal Sharma, Aged About 66 Years, Resident Of Dudhwa, Jhunjhunu, Rajasthan 332746
10. Dr Gopal Lal Gautam S/o Shri Ram Prasad Gautam, Aged About 64 Years, Resident Of 614, Ramanujan House, Nagar Vanasthali Vidyapeeth, Tonk, Rajasthan - 304022
11. Dr Suresh Chandra S/o Shri Babulal, Aged About 68 Years, Resident Of Plot No. 16, Behind Sub Jail, Meena Colony, Sawai Madhopur, Rajasthan - 322001
12. Dr Muralidhar Gupta S/o Shri Purushottam Lal Gupta, Aged About 68 Years, Resident Of Krishana Colony,

Hospital Road, Baran, Rajasthan - 325205

13. Dr Rajkanwar Yadav S/o Shri Moharsingh Yadav, Aged About 66 Years, Resident Of 1, Shree Ram Nagar Vistar, 100 Feet, Kalwar Road, Vistar, Jaipur Rajasthan - 302012
14. Dr Veena Audichya W/o Anil Kumar Audichya, Aged About 68 Years, Resident Of A-551, Maheswari Public School Ke Pass, Shri Nath Puram, Engineering College, Kota, Rajasthan - 324010
15. Dr Dharmendra Kumar Sharma S/o Shri Bhavani Shankar Sharma, Aged About 66 Years, Resident Of Satsang Bhawan Marg, Kali Mata Ka Mandir, Rajpura, Ward No. 20, Baran, Rajasthan 325205
16. Dr Mahesh Chand Chhipi S/o Shri Baliram Chhipi, Aged About 64 Years, Resident Of 36, Post Office Ke Pass, Wazeerpur, Sawai Madhopur, Rajasthan 322219
17. Dr Kailash Chand Gupta S/o Shri Ramvilash Gupta, Aged About 64 Years, Resident Of Bag Basti, The- Wazeerpur, Sawai Madhopur, Rajasthan - 322219
18. Dr Suresh Chandra Pathak S/o Shri Nathu Lal Padhya, Aged About 68 Years, Resident Of A-1, Marg A-5, Kumavat Colony, Khatipura, Jaipur, Rajasthan 302012
19. Dr Girraj Prasad Tiwari S/o Shri Durga Lal Tiwari, Aged About 65 Years, Resident Of 1, New Housing Board, Ranthambore Road, Sawai Madhopur, Rajasthan 32201
20. Dr Ashok Kumar Parmar S/o Shri Nekram, Aged About 67 Years, Resident Of B-20, Shiv Marg, Mittal Colony, Dholpur, Rajasthan 328001
21. Dr Chandra Mohan Gupta S/o Late Shri Kirodi Lal Gupta, Aged About 63 Years, Resident Of B-333, Bajrang Nagar, Police Line, Kota, Rajasthan - 324006

-----Petitioners

Versus

1. State Of Rajasthan, Through Its Additional Chief Secretary, Department Of Finance ( Rules Division), Government Of Rajasthan , Government Secretariat, Jaipur.
2. The Principal Secretary, Ayurved And Bhartiya Chikitsa Vibhag, Government Of Rajasthan Government

Secretariat Jaipur.

3. The Deputy Secretary, Ayurved And Bhartiya Chikitsa Vibhag, Government Of Rajasthan Government Secretariat, Jaipur.
4. The Director, Ayurved And Bhartiya Chikitsa Vibhag, , Government Of Rajasthan Ajmer.
5. Director, Pension And Pensioners Welfare, Government Of Rajasthan, Jyoti Nagar, Lalkothi Jaipur

----Respondents

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For Petitioners : Mr. Yash Tiwari, Adv. with Mr. Vishwas Sharma, Adv.

For Respondents : Mr. Samee Khan, Adv. on behalf of Mr. Bhunesh Sharma, Additional Advocate General.

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**HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA**  
**HON'BLE MR. JUSTICE BHUWAN GOYAL**

**Order**

**03/01/2025**

1. After the order was passed by this Court earlier on 20.09.2024 in another petition, new developments have been brought to the notice of this Court, one of them regarding dismissal of the Review Petition by the Hon'ble Supreme Court filed in the case of **State of Rajasthan & Ors. Vs. Dr. Mahesh Chandra Sharma** on 15.10.2024, as stated at the bar by learned counsel for the petitioners.

2. Learned counsel for the petitioners has also placed before this Court order dated 27.09.2024 passed by the Hon'ble Supreme Court in the case of **The State of Rajasthan & Ors. Vs. Pyare Lal Meena & Ors. (Special Leave to Appeal (C) No.10560/2024)**, wherein the Hon'ble Supreme Court has

clarified that there is no stay on the judgment of the High Court and further that in the event the outstanding towards salary has not been paid, the same shall be cleared within a period of one week. Learned counsel for the petitioners further submitted that in the present case, the petitioners have retired and crossed the age of 62 years as on date.

3. In view of the above developments, we need not keep this petition pending and same is also finally disposed off in terms of order passed earlier by this Court in the case of **Dr. Mahesh Chandra Sharma & Ors. Vs. State of Rajasthan & Ors. and other connected matters (D.B. Civil Writ Petition No.13496/2021)**, decided on 13.07.2022. As the petitioners have retired and crossed the age of 62 years, they shall be deemed to have continued in service upto 62 years. This will require the respondents-authority to pass necessary orders treating them in service till attaining the age of 62 years in individual cases with consequential benefits of continuity of service. All other consequential action would also be required to be taken which include refixation of pension and other benefits.

(BHUWAN GOYAL),J

(MANINDRA MOHAN SHRIVASTAVA),CJ