HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 857/2021
CNR: RJHC020037412021 | URN: CW / 2291U / 2021

Mohan Lal Kaushik S/o Shri Raghuveer Sharan Kaushik, Aged About 60 Years, Resident Of A-79, Khadi Colony, Ajmer Road, Jaipur.

----Petitioner

Versus

1. State Of Rajasthan, Through Chief Secretary, Govt. Of Rajasthan, Secretariat, Jaipur.
2. The Principal Secretary, Department Of Law And Legal Affairs, Govt. Of Rajasthan, Secretariat, Jaipur.
3. The Director, Pension And Pensioners Welfare Department, Jyoti Nagar, Jaipur.

----Respondents

For Petitioner(s)	:	Mr. Mirza Faisal Baig
For Respondent(s)	:	Mr. Yash Joshi for Mr. Vigyan Shah, AAG Mr. Shubham Gupta for Mr. Rahul Lodha

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HON'BLE MR. JUSTICE SAMEER JAIN

Order

18/08/2026

Learned counsel for the petitioner could not refute that the petitioners would be covered under the definition of ‘government servant’, as prescribed under Section 2(c) of Rajasthan Civil Services (Service Matters Appellate Tribunals) Act 1976 (for short “Act of 1976”), nor could the learned counsel for the petitioner refute that the lis in question also falls under the ‘service matters’, as defined under Section 2(f) of the Act of 1976. In view thereof, since the petitioner has an alternative and efficacious remedy

available in law, the learned counsel for the petitioner has prayed for withdrawal of the present petition with liberty to approach the Rajasthan Civil Services Appellate Tribunal (for short "RAT") for redressal of his grievance.

Considering the oral prayer, the present petition stands disposed of with liberty to the petitioner to approach the RAT for redressal of his grievance. If the petitioner files appropriate petition before the RAT within a period of 30 days, the RAT shall adjudicate the same on merits as expeditiously as possible, preferably within a period of six months.

If the remedy is availed in 30 days, the interim order, if any, will continue till date.

Needless to say, no prejudice to be caused to the petitioner based on any observations made hereinabove.

The writ petition stands disposed of in above terms. Pending application(s), if any, shall stand disposed of.

(SAMEER JAIN),J

106/CHANDAN