HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Contempt Petition No. 385/2026
CNR: RJHC020179542026 | URN: CCP / 407U / 2026

1 Damodar Rai Sharma S/o Late Shri Dhula Lal Mishra, Aged About 82 Years, R/o Near Malion Ka Mandir, Ward No. 13, Aligarh, District Tonk. (Deceased) Legal Heirs-

1.1 Vishnu Kumar Sharma S/o Late Shri Damodar Rai Sharma, Aged About 44 Years, R/o Near Maliyon Ka Mandir, Ward No. 14, Aligarh, District Tonk.

1.2 Vipin Sharma S/o Late Shri Damodar Rai Sharma, Aged About 35 Years, R/o Near Maliyon Ka Mandir, Ward No. 14, Aligarh, District Tonk.

----Petitioners

Versus

1 Gayatri A Rathore, Principal Secretary To The Government, Medical Health And Family Welfare, Department, Govt. Secretariat, Jaipur.

2 Rakesh Kumar Sharma, Director (Administration), Directorate Of Medical Health And Family Welfare Services, Swasthya Bhawan, Tilak Marg, C-Scheme, Jaipur.

3 Dr. Shailendra Singh Choudhary, Chief Medical And Health Officer Tonk

4 State Of Rajasthan, Through Principal Secretary To The Government, Medical Health And Family Welfare Department, Govt. Secretariat, Jaipur.

----Respondents

For Petitioner(s)	:	Mr. Narendra Kumar Mishra
For Respondent(s)	:	Ms. Monisha Agarwal for Mr. Vigyan Shah, AAG

HON'BLE MR. JUSTICE BIPIN GUPTA

Order

16/11/2026

The present civil contempt petition has been filed by the petitioner for non-compliance of the order dated 13.11.2025 passed by a Co-ordinate Bench of this Court in S.B. Civil Writ Petition No.16115/2022, titled as '*Damodar Rai Sharma Vs. State of Rajasthan & Ors.'*, whereby the writ petition was disposed of with a direction to the petitioner to submit a representation within a period of 30 days, which was to be decided by a reasoned and speaking order within a further period of 30 days.

Ms. Monisha Agarwal, Advocate, appears on behalf of *Mr. Vigyan Shah*, learned Additional Advocate General, and has placed on record a letter dated 08.09.2026, whereby the fixation has been done by granting the benefits of 09, 18 and 27 years, and the arrears have also been paid. The same is taken on record.

Learned counsel for the petitioners does not dispute the receipt of the arrears on account of the pay fixation benefits of 09, 18 and 27 years; however, he submits that the pension has not been revised and the arrears of pension have not been paid.

Heard learned counsel for the parties and perused the material available on record.

This Court finds that there was neither any clear direction in the writ petition nor any order directing the revision of pension and payment of arrears of pension passed by the Division Bench of this Court in the case of ***Govind Dan Charan Vs. State of Rajasthan & Ors., D.B. Civil Special Appeal (Writ) No.1068/2014****,* on the basis of which the writ petition was disposed of. Therefore, this Court finds that there is substantial

compliance with the order by the respondents. Accordingly, the present civil contempt petition deserves to be disposed of.

Hence, the present civil contempt petition is disposed of. Notices stand discharged.

However, it is made clear that the petitioner would be at liberty to file a separate writ petition for revision of pension and payment of arrears thereof on account of the re-fixation ordered by the Court.

(BIPIN GUPTA),J

Crt_21/D-A/40/Seema