

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

S.B. Civil Writ Petition No. 11558/2026
CNR: RJHC010518822026 | URN: CW / 20958U / 2026

Deepak Kumar S/o Shri Sant Kumar, Aged About 38 Years, R/o 226, Nagar Palika Quarter, Ward No. 8, Tehsil- Raisinghnagar, District- Sri Ganganagar (Raj.).

-----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Local Self Government Department, Government Of Rajasthan, Secretariat, Jaipur (Raj.)
2. The Additional Director, Local Self Government Department, G-3, Rajmahal Residency Area, Near Civil Line Crossing, Jaipur (Raj.)
3. The Executive Officer, Municipal Board, Raisinghnagar, Sri Ganganagar (Raj.).

-----Respondents

For Petitioner(s)	:	Mr. Mudit Nagpal
For Respondent(s)	:	Ms. Meenal Singhvi for Mr. Rajesh Panwar, AAG

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

06/08/2026

1. The present petition has been filed aggrieved of order dated 09.09.2025 (Annexure-6) whereby the petitioner has been put under suspension.
2. Learned counsel for the petitioner submits that the order impugned has been passed by the Executive Officer of Municipality who is not the competent authority to suspend the petitioner. In support of his submission, counsel relied upon the Co-ordinate

Bench judgment of this Court at Jaipur Bench in ***Veera Ram vs. State of Rajasthan & Ors.; 2011 WLC 484.***

3. Learned counsel for the respondents is not in a position to refute the above legal position.

4. In ***Veera Ram (supra)***, the Court observed as under:-

"6... As per Rule 13 of the Rules of 1958, the petitioner could have been placed under suspension by the appointing authority or by the other authorities as referred under Rule 13, however, none of the authorities have passed the order impugned. On asking, learned counsel for the respondents specifically denied that any empowerment is there in favour of the Executive Officer to exercise powers under Rule 13 of the Rules of 1958 relating to Ministerial Staff."

5. In view of the above ratio, order impugned dated 09.09.2025 (Annexure-6) having been passed by an incompetent authority is hereby quashed and set aside. The present writ petition is hence, allowed.

6. However, the respondent authorities shall be at liberty to undertake and complete the disciplinary proceedings against the petitioner, if any.

7. Stay petition and pending applications, if any, stand disposed of.

(MUKESH RAJPUROHIT),J