

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

S.B. Civil Writ Petition No. 12544 / 2017

Jamana D/o Shri Vinod Kumar W/o Shri Amit Kumar, Aged About 29 Years, Resident of Village Keharpura Kallan, Tehsil Chirawa, District Jhunjhunu, Rajasthan.

----Petitioner

Versus

1. The State of Rajasthan Through Principal Secretary, Department of Education, Government of Rajasthan, Secretariat, Jaipur, Rajasthan.
2. The Director, Secondary Education, Rajasthan, Bikaner.
3. The Deputy Director, Secondary Education, Churu Zone, Churu, Rajasthan.

----Respondents

For Petitioner(s) : MR. Sandep Garssa

For Respondent(s) :

HON'BLE MR. JUSTICE VEERENDR SINGH SIRADHANA

Order

31/07/2017

Learned counsel for the petitioner submits that identical controversy has already been raised, considered and adjudicated upon by a Coordinate Bench of this Court, at Principal Seat, Jodhpur, in the case of Shiv Prasad Nimiwal Versus State of Rajasthan & Ors.: S.B. Civil Writ Petition No.9371/2014, vide order dated 20th July, 2015, observing that posting should be accorded as per the merit position.

Learned counsel further relied upon on the opinion of a Coordinate Bench of this Court in the case of Monika Meel Versus The Deputy Director, Secondary Education, Jaipur: S.B. Civil Writ

Petition No.15668/2012; wherein the Coordinate Bench observed that meritorious candidates should get preference in the matter of posting.

It is further contended that for the present; the petitioner would be satisfied, if the State-respondents are directed to decide the representation of the petitioner in the backdrop of the adjudication made in the case of Shiv Prasad Nimiwal and Monika Meel (supra), within a time frame, which she is ready and willing to address within two weeks hereinafter.

In view of the limited prayer addressed; the instant writ proceedings are closed with a direction to the petitioner to address a comprehensive representation enclosing a copy of the order in the case of Shiv Prasad Nimiwal and Monika Meel (supra).

In case, a representation is so addressed within the aforesaid period, the State-respondents are directed to consider and decide the same by a reasoned and speaking order as expeditiously as possible in accordance with law. However, in no case later than six weeks from the date of receipt of the representation along with a certified copy of this order.

With the observations and directions, as indicated above, the writ as well as stay application stand disposed off.

(VEERENDR SINGH SIRADHANA)J.

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