

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

S.B. Civil Writs No. 2224/2019

1. Satyendra Kumar S/o Shri Hari Singh, Aged About 38 Years, R/o Indu Thok, Behaj, Bharatpur, Rajasthan.
2. Gyan Singh S/o Shri Badle Ram, Aged About 37 Years, R/o Village And Post Alipur, Bharatpur, Rajasthan.
3. Gopal Singh S/o Shri Harban Singh, Aged About 29 Years, R/o Vpo Dhamari, Bharatpur, Rajasthan.
4. Durgesh Kumar S/o Shri Birbal Singh, Aged About 28 Years, R/o Village Poonchhari, Tehsil Nagar, District Bharatpur, Rajasthan.
5. Radheyshyam Koli S/o Shri Ramkhiladi Koli, Aged About 42 Years, R/o Koli Pada, Tesgaon, District Karauli, Rajasthan.
6. Amar Lal S/o Shri Ghesya Ram, Aged About 35 Years, R/o Paitoli, Saipur, District Karauli, Rajasthan.
7. Teekam Sharma S/o Shri Omprakash Sharma, Aged About 32 Years, R/o Bhandari Berooni, Balghat, District Karauli, Rajasthan.
8. Seema Kumari W/o Shri Nirbhay Singh Chauhan, Aged About 38 Years, R/o Karsauli, District Karauli, Rajasthan.
9. Pratibha Meena D/o Shri Vidhyadhar Meena, Aged About 28 Years, R/o Village Sanwalpur, Post Mei Kalan, Tehsil Khandar, District Sawaimadhopur, Presently R/o Ward No. 15, Shree Ji Mandir Ki Gali, Choudhary Mohalla, Khandar, District Sawaimadhopur, Rajasthan.
10. Devendra Kumar S/o Shri Bhagwan Singh, Aged About 32 Years, R/o Nahroli, Deshwar, District Bharatpur (Raj.)

-----Petitioners

Versus

1. The State Of Rajasthan, Through Its Principal Education Secretary, Government Secretariat, Rajasthan, Jaipur.
2. The Secretary Cum Commissioner, Panchayati Raj Department, Government Secretariat, Rajasthan, Jaipur.
3. The Director (Primary Education), Bikaner.
4. The Chief Executive Officer, Zila Parishad Bharatpur.
5. The District Education Officer (Elementary), Bharatpur.

6. The Chief Executive Officer, Zila Parishad Karauli.
7. The District Education Officer (Elementary), Karauli.
8. The Chief Executive Officer, Zila Parishad, Sawaimadhopur.
9. The District Education Officer (Elementary), Sawaimadhopur.

-----Respondents

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For Petitioner(s) : Mr. Santosh Kumar Soni

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**HON'BLE MR. JUSTICE ALOK SHARMA**

**Order**

**31/01/2019**

Counsel for the petitioners submitted that the issue agitated in this petition is covered on all fours by the judgment of this Court in the case of **Hemlata Shrimali & Others Versus State of Rajasthan & Others** and connected matters, **SBCWP No.3247/2015** decided on 01.04.2015. Counsel submitted that albeit the case of the petitioners is covered by the principle enunciated in the aforesaid judgment of this court, the petitioners similarly entitled are not being granted notional benefits on the post of Teacher Gr.III with effect from the date they are due.

Perusal of the writ petition indicates that requisite documents for this court to evaluate the case set up by the petitioners are not annexed to the petition. In absence of such documents this court cannot ascertain whether the petitioners' case is at par with that of Hemlata Shrimali & Others (supra).

Counsel for the petitioners submitted that in this state of affairs the petitioners be allowed to withdraw the petition with

liberty to make a representation with supporting material to the jurisdictional District Education Officer ventilating their grievance and claiming parity with Hemlata Shrimali.

In the circumstances, the writ petition is disposed of as withdrawn with liberty as prayed for. The petitioners shall be at liberty to make a detailed representation with material particulars to the jurisdictional District Education Officer with reference to the law enunciated by this court in the case of Hemlata Shrimali & Others (supra). In the event of a representation being submitted by the petitioners ventilating their grievance, the jurisdictional District Education Officer is directed to dispose it of in accordance with law, in the light of the judgment passed in the case of Hemlata Shrimali & Ors. (supra) to the extent applicable with reference to the facts of the petitioners' case, by a reasoned order within a period of eight weeks of its receipt.

Petition stands accordingly disposed of.

(ALOK SHARMA),J

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सत्यमेव जयते