

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

D.B. Spl. Appl. Writ No. 304/2023

Rajasthan State Industrial Development And Investment Corporation Limited (Riico)

----Appellant

Versus

Himalaya Products

----Respondent

Connected With

D.B. Spl. Appl. Writ No. 5/2023

Rajasthan State Industrial Development And Investment Corporation Limited (Riico)

----Appellant

Versus

Mansuri Finishing Works

----Respondent

For Appellant(s)	:	Ms. Twinkle Purohit for Mr. Sanjeet Purohit
For Respondent(s)	:	Mr. Devkinandan Vyas

HON'BLE MR. JUSTICE VIJAY BISHNOI
HON'BLE MR. JUSTICE RAJENDRA PRAKASH SONI

Judgment / Order

10/01/2024

The matter comes up for consideration of applications under Section 5 of the Limitation Act with a prayer for condoning the delay of 287 and 44 days respectively in filing the present appeals. No reply to the applications under Section 5 of the Limitation Act is filed on behalf of the respondent No.1.

Having heard learned counsel for the parties and after going through the averments made in the applications under Section 5 of the Limitation Act, we deem it appropriate to condone the delay in filing the present appeals.

Hence, the applications under Section 5 of the Limitation Act are allowed and the delay of 287 and 44 days respectively in filing the present appeals are condoned.

Learned counsel for the appellant has submitted in similar matter being DBSAW No.701/2022, this Court, while issuing notices to the respondents, has stayed effect and operation of the order dated 13.12.2021.

As the contesting respondent is already represented through learned counsel Mr. Vyas, there is no need to issue notice to the respondent.

However, in the meanwhile, effect and operation of the order dated 06.04.2022 passed in SB Civil Writ Petition No.15359/2018 and order dated 13.12.2021 passed in SB Civil Writ Petition No.14908/2018 shall remain stayed.

List on 6.2.2024 for admission along with DB Special Appeal No.701/2022.

(RAJENDRA PRAKASH SONI),J

(VIJAY BISHNOI),J