

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

D.B. Spl. Appl. Writ No. 402/2026

1. Rajasthan State Pollution Control Board, Through Its Member Secretary, Jhalana Industrial Area, Jhalana Dungari, Jaipur.
2. Environment Engineer (Env Comp), Rajasthan State Pollution Control Board, Headquarter, 4 Institutional Ara, Jhalana Dungari, Jaipur.
3. Regional Officer, Rajasthan State Pollution Control Board, hanumangarh.

----Appellants

Versus

1. M/s K.g.n. Int Udhyog, Chak 12 Mld-B, Gharsana, Sri Ganganagar Through Its Proprietor Mumtaj Ali S/o Shri Manjoor Ali, Aged About 32 Years, R/o Ward No. 2, Nehru Basti, Deshnok, Bikaner.
2. The District Collector, The District Collector, Sri Ganganagar.
3. The Sub Division Officer, The Sub Division Officer, Gharsana, District Sri Ganganagar.

----Respondents

For Appellant(s)	:	Mr. SS Rathore, AAG Ms. Mehali Mehta
For Respondent(s)	:	Ms. Sonika Poonia

**HON'BLE MR. JUSTICE FARJAND ALI
HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA**

Order

01/04/2026

1. An application for condonation of delay under Section 5 of the Limitation Act has been moved at the behest of the appellants, it is submitted that the delay occurred is due to medical issue and it was neither intentional nor deliberate, but solely due to circumstances beyond the control of the appellant.

2. The law of limitation is essentially a rule of discipline, which mandates that an aggrieved party must challenge an order within the time prescribed by law. Justice cannot be allowed to be thwarted on technicalities when sufficient cause is shown.
3. In this view of the matter, the delay occasioned in filing the present writ stands satisfactorily explained.
4. Accordingly, the application under Section 5 of the Limitation Act is allowed, and the delay of 44 days in filing the instant writ is condoned.
5. Learned counsel for the State is expected to remove the other defects.
6. List the matter on 28.04.2026.
7. In the meanwhile, the directions issued by learned Singh Judge shall remain stayed.

(CHANDRA SHEKHAR SHARMA),J

(FARJAND ALI),J