

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Special Appeal (Writ) No. 183/2023

State Of Rajasthan and Ors.

----Appellants

Versus

Rafiq Khan Son Of Shri Tar Khan

----Respondent

For Appellant(s)	:	Mr. Avinash Choudhary & Mr. Hardik Singh on behalf of Mr. B.S. Chhaba, AAG
For Respondent(s)	:	Mr. Shailesh Prakash Sharma

HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA
HON'BLE MR. JUSTICE MANEESH SHARMA

Order

30/06/2025

Heard on application (No.88/2023) for condonation of delay in filing the appeal.

The appeal is barred by 223 days.

Learned counsel for the appellants would submit that the delay in filing the appeal was due to official movement of files. He would submit that the issue raised in this case is identical to the issue with regard to validity of degree issued by the institution namely, Jamia Urdu, Aligarh (UP).

On the other hand, learned counsel for the respondent opposes and submits that though delay of 223 days has not been properly explained, except official lethargy.

But for the fact that the validity of certificate issued by the Jamia Urdu, Aligarh (UP) is already under consideration of this Court in other matters, we could have dismissed the appeal, however, considering the aforesaid special circumstances, we are

of the view that this aspect would require consideration, as it has larger ramifications. Therefore, the application is allowed. Delay in filing the appeal is condoned.

List along with D.B. Special Appeal Writ No.264/2023 and 227/2025.

(MANEESH SHARMA),J

(MANINDRA MOHAN SHRIVASTAVA),CJ

RAJAT/SOURAV/69