

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 12119/2025

Shabir Ali, Son Of Ushman Khan Bagwan, Aged About 64 Years,
R/o Village Mukam Post Chosla, Thana Sawar, Tehsil-Kekri,
District Ajmer (Raj.)

-----Petitioner

Versus

1. Union Of India, Through The Director General, Central Industrial Security Force (Ministry Of Home Affairs) Block No.13 Cgo Complex, New Delhi-11003.
2. Dy. Inspector General (Training), Central Industrial Security Force (Ministry Of Home Affairs) Block No.13 Cgo Complex, New Delhi-11003.

-----Respondents

For Petitioner(s)	:	Mr. Virendra Lodha, Senior Counsel with Mr. Ankit Rathore, Adv.
For Respondent(s)	:	Mr. Devesh Yadav, Adv.

HON'BLE MR. JUSTICE ANAND SHARMA

Order

24/02/2026

1. By way of filing this writ petition, the petitioner has challenged the order dated 27.11.1996, whereby penalty of removal from service was inflicted upon the petitioner. He has also assailed the order dated 21/23.04.1997, whereby appeal filed by the petitioner against penalty order has also been dismissed by the Appellate Authority.

2. Mr. Devesh Yadav, Adv. appearing on advance notice on behalf of the respondents, at the outset, raised a preliminary objection that the writ petition has been filed after expiry of more than 28 years from the date of passing of impugned orders,

therefore, the writ petition is suffering from the vice of delay and laches and cannot be entertained by this Court while exercising its jurisdiction under Article 226 of the Constitution of India.

3. Learned counsel also places reliance upon the judgment of Hon'ble Supreme Court in the case of **Chairman/Managing Director U.P. Power Corporation Limited and Ors. Vs. Ramgopal (2021) 13 SCC 225**.

4. Heard learned counsel for the parties and perused the record.

5. This Court finds that no justification whatsoever, much less than sufficient cause, has been assigned in the memo of writ petition for justifying the delay of more than 28 years in filing the present writ petition in order to challenge the orders dated 27.11.1996 and 21/23.04.1997. It is settled proposition of law that writ jurisdiction being discretionary remedy, cannot be extended in favour of a person, who was not vigilant about his right and has approached this Court after decades. Such writ petition is liable to be dismissed in the light of judgment of Hon'ble Supreme Court in the case of **Chairman/Managing Director U.P. Power Corporation Limited (Supra)**.

6. In view of above, the writ petition filed by the petitioner is having no substance of merit and same is hereby dismissed.

7. Pending application(s), if any, stand(s) disposed of.

(ANAND SHARMA),J