

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Special Appeal No. 1173/2022

The State Of Rajasthan & Another

----Appellants

Versus

New Adarsh Mahila Shikshan Prashikshan Mahavidhyalaya & Others.

----Respondents

For Appellant(s)	:	Ms. Kratima Divakar Advocate on behalf of Dr. Vibhuti Bhushan Sharma, Additional Advocate General.
For Respondent(s)	:	None present.

HON'BLE MR. JUSTICE MANINDRA MOHAN SHRIVASTAVA
HON'BLE MR. JUSTICE PRAVEER BHATNAGAR
Order

13/07/2023

Heard on application for condonation of delay in filing of the appeal.

Learned counsel for the appellant would submit that the delay in filing of the appeal after the order was passed by the learned Single Judge occurred mainly on the ground of pandemic and as per the order of the Hon'ble Supreme Court in the case of **RE: Cognizance for Extension of Limitation (Miscellaneous Application No.21/2022 filed in Miscellaneous Application No.665/2021 in Suo Motu Writ Petition (C) No.3/2020 on 23.09.2021**, the period upto 20.03.2022 is liable to be excluded for the purpose of counting limitation.

Taking into consideration the submissions of learned counsel for the appellant and the period of delay excluding period upto 20.03.2022, we are inclined to condon the delay in filing of the appeal. Delay is accordingly condoned.

Application No.268/2022 is allowed.



[SAW-1173/2022]

Issue notice to the respondents on payment of P.F. within a week.

Notices be made returnable within three weeks.

Matter be listed after three weeks.

(PRAVEER BHATNAGAR),J

(MANINDRA MOHAN SHRIVASTAVA),J

Sanjay Kumawat-44