



**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

D.B. Special Appeal Writ No. 1157/2025
CNR: RJHC020736662025 | URN: SAW / 2486U / 2025

V.N. Verma S/o Shri Shiv Narayan Verma, Aged About 75 Years,
R/o 159, Rameshwar Dham, Murlipura, Jaipur Raj.

-----Appellant

Versus

1. Managing Director, Rajasthan Drugs And Pharmaceutical Limited, Road No. 12, V.k.i. Area, Jaipur (Raj.)
2. Department of Public Enterprises, Ministry of Heavy Industries and Public Enterprises Through Its Secretary, Block-14, CGO Complex, New Delhi 110003
3. Department of Pharmaceuticals, Ministry of Chemicals and Fertilizers, Government of India, through its Secretary, A-Wing, Shastri Nagar, New Delhi- 110001
4. Chairman Ex-Officio Rajasthan Drugs And Pharmaceuticals Limited, Presently Principal Health Secretary, Govt. Of Rajasthan, Secretariat, Tilak Marg, C-Scheme, Jaipur.
5. Deputy General Manager (Finance Auditing), Human Resources Development And Information Technology), Rajasthan Drugs And Pharmaceuticals Ltd. Road No. 12, VKI Area, Jaipur, (Raj.)
6. Factory Manager, Rajasthan Drugs And Pharmaceuticals Limited, Road No. 12, VKI Area, Jaipur (Raj.)

-----Respondents

7. Santosh Nagar S/o Late Shri R.s. Nagar, Aged About 73 Years, Resident Of 7A-77, Vaishali Nagar, Jaipur (Raj.)
(Deleted As Per Order Dated 03.8.2026)

-----Performa Respondents

For Appellant(s)	:	Mr. Prem Shankar Sharma
For Respondent(s)	:	Mr. Sankalp Vijay for Mr. Vigyan Shah, AAG Mr. P.C. Sharma, Mr. Raj Singh, Mr. Ravi Kumar Saini

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE SANDEEP TANEJA

Order

19/08/2026

1. The appellant-petitioner has filed an application under Section 5 of the Limitation Act to condone the delay of 2410 days in filing the present appeal.
2. Heard on the application.
3. Learned counsel for the appellant-petitioner submits that the writ petition filed by him was dismissed by the learned Single Judge of this Court vide order dated 15.11.2018 and thereafter he started doing private job to earn his bread and butter. Learned counsel further submits that another employee Mr. S.S. Sharma filed a D.B. Special Appeal Writ No. 253/2019 which was allowed by a coordinate Bench of this Court vide order dated 02.03.2021, against which the respondent filed Special Leave to Appeal (C) No. 9478/2023 which was dismissed by the Hon'ble Supreme Court vide order dated 06.01.2025. Learned counsel also submits that when the appellant came to know about passing of the orders passed by the coordinate Bench of this Court as well as the Hon'ble Supreme Court, he has preferred the present appeal. Therefore, he prayed to condone the delay in filing the appeal.
4. Learned counsel for the appellant placed reliance on the following judgments:-

- (i) **AIR 2012 SC 1629; Maniben Devraj Shah V. Municipal Corporation of Brihan Mumbai**
- (ii) **AIR 2009 SC 2577; State of Karnataka V. Y. Moideeen Kunhi (dead) by Lrs. & Ors**

(iii) **AIR 1996 SC 1623; State of Haryana V. Chandra Mani & Ors.**

(iv) **2005(3) SCC 752; State of Nagaland V. Lipok AO & Ors.**

5. We have gone through the application filed by the appellant for condonation of delay. In our considered view, the applicant has not given justifiable reason to condone such inordinate delay in filing the present appeal.

6. The Hon'ble Supreme Court in the matter of **Shivamman (Dead) by LRs Vs. Karnataka Housing Board, reported in 2025 INSC 1104 para 255**, held as under:-

"255. It hardly matters whether a litigant is a private party or a State when it comes to condoning the gross delay of more than 11-years. If the litigant chooses to approach the court long after the lapse of the time prescribed under the relevant provisions of the law, then he cannot turn around and say that no prejudice would be caused to either side by the delay being condoned. This litigation between the parties started in 1989. We are in 2025. Almost 36 years have elapsed. However, till date the respondent has not been able to reap the fruits of his decree. The High Court has made a mockery of justice by condoning this delay of 3966 days and once again ask the appellant to undergo the rigmarole of the legal proceedings."

7. After considering the principle laid down in the judgment passed by the Hon'ble Supreme Court in the matter of **Shivamman (supra)**, we are of the considered opinion that the appellant has failed to explain good reasons for condoning such inordinate delay of 2410 days in filing the appeal and hence no case is made out for condoning the delay. Therefore, the application filed by the appellant is dismissed.

8. Since the application for condonation of delay has been dismissed, consequently, the appeal cannot survive and the same is accordingly dismissed.

(SANDEEP TANEJA),J

(INDERJEET SINGH),J

37/SHAILENDRA