

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

LPA No.605 of 2016 (O&M)

Date of Decision : 16.09.2016

Usha Rani and others

....Appellants

Versus

State of Haryana and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE DR.SHEKHER DHAWAN

Present: Mr.Harsh Aggarwal, Advocate
for the appellants.

MAHESH GROVER, J.

CM No.1270-LPA of 2016

After hearing the learned counsel for the appellants,
delay of 534 days in re-filing the appeal is condoned.

C.M.stands allowed.

LPA No.605 of 2016

The solitary issue raised before us while impugning the judgment of the learned Single Judge dated 03.07.2014 is that once the land had been declared surplus but not utilised, the death of the big landowner would entitle the legal representatives to additional units and thus redetermination of the whole issue.

The learned Single judge noticed on the basis of the judgments of the Hon'ble Supreme Court that merely because possession remained with the landowner despite the determination of the surplus area and the land remaining

unutilised would not entitle the successors-in-interest of the deceased landowner to redetermination of the issue.

The question of law being well settled by decisions of the Hon'ble Supreme Court as noticed in the impugned order and applied appropriately by the learned Single Judge would warrant no interference in the Letters Patent Appeal.

Dismissed.

(MAHESH GROVER)
JUDGE

16.09.2016
dss

(SHEKHER DHAWAN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No