

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

281/6

Regular First Appeal No.1203 of 2016 (O&M)

Date of Decision: November 18, 2016

Veena Sehpathi

...Appellant

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. K.B. Raheja, Advocate
for the appellant.

Mr. Rajesh K. Sheoran, Additional Advocate General, Haryana,
for the respondents.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM No.4116-CI of 2016

Prayer in this application is for condonation of delay of 559 days in filing the appeal.

The reason assigned for the delay is that after the filing of the appeal, Registry had raised certain objections and the paper book was taken back by the Clerk of the counsel but the same was misplaced in the office. Case was traced out and then re-filed after removal of the objections, which resulted in delay of 559 days in filing the appeal. The application is supported by the affidavit of the counsel.

For the reasons mentioned in the application, the same is allowed.

Delay of 559 days in filing the appeal stands condoned.

RFA No.1203 of 2016

Counsel for the appellant submits that the present appeal is covered by the judgment passed by this Court in *RFA No.7108 of 2012*

titled as *Rampal and others Versus Land Acquisition Collector and another*, decided on 16.09.2015 which could not be disputed by the counsel for the respondents.

This Court has also gone through the judgment passed by this Court referred to above as well as the present appeal and agree with the assertion of the counsel for the appellant.

In view of the above, the present appeal is disposed of in same terms as *RFA No.7108 of 2012* titled as *Rampal and others Versus Land Acquisition Collector and another*.

It is further added that the appellant shall not be entitled to interest for the period of 559 days which was the delay in filing the appeal.

November 18, 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No