

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

RFA No.404 of 2016 (O&M)

Date of decision:6.5.2016

Sher Singh and others

...Appellants

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.T.C.Dhanwal, Advocate for the applicants-appellants.
Mr.Shivendra Swaroop, AAG, Haryana.

RAMESHWAR SINGH MALIK, J. (Oral)

CM-1036-CI-2016

Application is allowed, as prayed for.

CM stands disposed of.

CM-1039-CI-2016

Applicants seeks condonation of delay of 589 days in re-filing the appeal.

Notice of this application was issued.

Having heard the learned counsel for the parties, the instant application is allowed for the reasons stated therein. Delay of 589 days in re-filing the appeal is condoned

CM stands disposed of.

CM-1038-CI-2016

Applicants seek condonation of delay of 837 days in filing the appeal

Notice of the application was issued.

After hearing the learned counsel for the parties, the present application is allowed, for the reasons stated therein. Delay of 837 days in filing the appeal stands condoned, however, the applicants-appellants shall not be entitled for interest for this period of 837 days, in view of the judgment of the Hon'ble Supreme Court in **Imrat Lal and others v. Land**

Acquisition Collector and others, 2015 (2) RCR (Civil) 437.

CM stands disposed of, accordingly.

Main case

Learned counsel for the appellants submits that the present appeal is squarely covered by the order dated 4.2.2016 passed by this Court in **RFA No.266 of 2012 (Joginder Singh Tokash v. State of Haryana and others)**.

Notice of motion.

On the asking of Court, Mr.Shivendra Swaroop, AAG, Haryana, accepts notice on behalf of respondents No. 1 and 2.

Learned counsel for the State could not deny the correctness of the statement made by the learned counsel for the appellants and rightly so, it being a matter of record.

In view of the above-said undisputed fact situation obtaining in the instant case, the present appeal is ordered to be disposed of, in terms of the order dated 4.2.2016 passed by this Court in **Joginder Singh Tokash's** case (supra).

Disposed of, accordingly.

6.5.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE