

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

**RFA No.425 of 2016 (O&M)
Date of decision: 06.04.2016**

Chander Mohan (deceased) through LRs

... Appellants

Vs.

Land Acquisition Collector and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. M.S. Mahel, Advocate for
Mr. P.S. Khurana, Advocate for the appellants.

Mr. Yatinder Sharma, Addl. AG, Punjab.

Ms. Sapna, Advocate for
Mr. T.V.S. Lehal, Advocate for PSIEC.

RAMESHWAR SINGH MALIK, J. (ORAL)

CM No.1072-CI of 2016

Applicants seek condonation of delay of 2605 days in filing the appeal.

Notice of this application was issued.

After hearing the learned counsel for the parties, instant application is allowed, for the reasons stated therein. Delay of 2605 days in filing the appeal is condoned. However, in view of the law laid down by the Hon'ble Supreme Court in **Imrat Lal and others Vs. Land Acquisition Collector and others, 2015 (1) SCC (Civil) 242**, the applicants-appellants shall not be entitled for interest for this period of 2605 days in filing the appeal.

CM stands disposed of.

RFA No.425 of 2016

Learned counsel for the appellants submits that present appeal is squarely covered by the order dated 05.05.2009 passed by this Court in **RFA No.4060 of 2008 (Atma Singh and others Vs. The Land Acquisition Collector Industries Department, Punjab Chandigarh and others)**.

Notice of motion was issued.

Learned counsel for the State, after going through the record, fairly states that order dated 05.05.2009 passed by this Court in **Atma Singh's** case (supra) was, in turn, based on the order dated 25.08.2008 passed by this Court in **RFA No.1881 of 2000 [Labh Singh (dead) through his LRs Major Singh and another Vs. The Collector, Land Acquisition and another]**.

Learned counsel for the parties jointly pray for disposal of the present appeal in terms of the order dated 25.08.2008 passed by this Court in **Labh Singh's** case (supra).

In view of the abovesaid common stand taken by learned counsel for the parties, instant appeal is ordered to be disposed of, in terms of the order dated 25.08.2008 passed by this Court in **Labh Singh's** case (supra).

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

06.04.2016
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