

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

RFA No.554 of 2016 (O&M)

Date of decision:2.6.2016

M/s Pushan Properties and Developers Pvt. Ltd through its Director

...Appellant

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.Manoj Kumar Sood, Advocate for the appellant.
Ms.Vibha Tiwari, AAG, Haryana.

RAMESHWAR SINGH MALIK, J. (Oral)

CM-1474-CI-2016

Applicant-appellant seeks condonation of delay of 864 days in filing the appeal.

Learned counsel for the applicant-appellant submits that the present appeal is squarely covered by the order dated 16.9.2015 passed by this Court in **RFA No.7108 of 2012 (Rampal and others Vs. Land Acquisition Collector and another)**

Notice of motion.

On the asking of Court, Ms.Vibha Tiwari, AAG, Haryana, accepts notice on behalf of the respondent-State and after going through the record of the case, fairly states that the instant case is squarely covered by the order dated 16.9.2015 passed in **Rampal's** case (supra).

After hearing learned counsel for the parties, instant application is allowed, for the reasons stated therein. Delay of 864 days in filing the appeal stands condoned. However, in view of the law laid down by the Hon'ble Supreme Court in **Imrat Lal and others v. Land Acquisition Collector and others, 2015 (2) RCR (Civil) 437,** the applicant-appellant shall not be entitled for interest for this period of 864 days.

CM stands disposed of.

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In view of the above-said undisputed fact situation obtaining in the present case, the instant appeal is ordered to be disposed of, in terms of the order dated 16.9.2015 passed passed by this Court in **Rampal's** case (supra).

Disposed of, accordingly.

2.6.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE