

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

**CM No.2490-CI of 2016 in/and  
RFA No.811 of 2016 (O&M)  
Date of decision: 15.03.2016**

**Om Parkash and others**

**... Appellants**

**Vs.**

**State of Haryana and others**

**... Respondents**

**CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK**

Present: Mr. S.S. Sahu, Advocate  
for the applicants-appellants.

Mr. Shivendra Swaroop, AAG, Haryana.

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**RAMESHWAR SINGH MALIK, J. (ORAL)**

**CM No.2491-CI of 2016**

Applicants seek leave to file appeal on behalf of the legal representatives of late Sh. Mahender Kumar son of Ram Karan-appellant No.2, on the basis of particulars given in para 2 of the application.

After hearing the learned counsel for the applicants, instant application is allowed, for the reasons stated therein, however, subject to all just exceptions.

CM stands disposed of.

**CM No.2492-CI of 2016**

Applicants seek exemption from filing certified copy of the order dated 15.10.2005 passed by the learned Addl. Sessions Judge, Fatehabad.

Application is allowed, as prayed for. Exemption sought is granted.

CM stands disposed of.

**CM No.2493-CI of 2016**

Applicants seek condonation of delay of 3700 days in filing the appeal.

Notice of the application to Advocate General, Haryana.

On the asking of the Court, Mr. Shivendra Swaroop, AAG, Haryana accepts notice.

After hearing the learned counsel for the parties, instant application is allowed, for the reasons stated therein. Delay of 3700 days in filing the appeal is condoned. However, in view of law laid down by the Hon'ble Supreme Court in **Imrat Lal and others Vs. Land Acquisition Collector and others, 2014 (14) SCC 133**, applicants-appellants shall not be entitled for the interest for this period of 3700 days.

CM stands disposed of.

**CM No.2494-CI of 2016**

Applicants seek condonation of delay of 1095 days in refilling the appeal.

After hearing the learned counsel for the applicants, instant application is allowed, for the reasons stated therein. Delay of 1095 days in refilling the appeal is condoned.

CM stands disposed of.

**CM No.2490-CI of 2016 in/and**  
**RFA No.811 of 2016**

Applicants seek disposal of the appeal in terms of the order dated 22.09.2008 passed by this Court in **RFA No.122 of 2000 (Smt.**

**Neelam Vs. State of Haryana and others**), it being a squarely covered matter.

Notice of motion.

On the asking of the Court, Mr. Shivendra Swaroop, AAG, Haryana accepts notice.

Learned counsel for the parties are ad idem that instant appeal is squarely covered by the order dated 22.09.2008 passed by this Court in **Neelam's** case (supra). They jointly pray for disposal of the present appeal in terms of the order dated 22.09.2008 passed by this Court in **Neelam's** case (supra).

In view of the common stand taken by learned counsel for the parties, present appeal is ordered to be disposed of, in terms of the order dated 22.09.2008 passed by this Court in **Neelam's** case (supra).

Disposed of, accordingly.

[ **RAMESHWAR SINGH MALIK** ]  
**JUDGE**

15.03.2016  
*vishnu*