

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

RFA No.190 of 2017(O&M)

Date of decision: 18.01.2017

Samay Singh (deceased) through his LRs and others

... Appellants

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Surinder S. Kaliramna, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM-457-CI-2017

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed. Consequently, the delay of 1679 days in re-filing the accompanying appeal is condoned.

CM-458-CI-2017

This is an application for condonation of delay of 3 days in filing the accompanying appeal.

Notice.

Mr. Shivendra Swaroop, AAG, Haryana, and Mr. Pritam Singh Saini, Advocate, present in court, accept notice on behalf of respondents No.1 & 2, and respondents No.3, respectively.

For the reasons set out in the application, the delay that has occurred in filing the accompanying appeal is condoned.

CM stands disposed of.

CM-459-CI-2017

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed subject to all just exceptions. Consequently, the LRs of late Samay Singh [appellant No.1], Late Kanwal Singh [appellant No.11]

and late Smt. Sarti Devi wd/o Partap Singh [appellant No.19], as depicted in paragraphs 2, 3 & 4, respectively, of the application, are brought on record for the purpose of pursuing the present appeal only.

CM-460-CI-2017 and
RFA-190-2017

Learned counsel for the appellants submits that the matter in issue is squarely covered by the judgment, dated 04.02.2016, rendered by this court in RFA No.751 of 2012 [**Gopi Ram Yadav and others v. State of Haryana and others**] and other connected cases, vide which the appeals as also the cross-objections preferred by the land owners were partly accepted, and the compensation was enhanced to ₹ 32,27,200/- per acre. And, as a necessary consequence, the State appeals were dismissed.

The factual position, as set out above, is not disputed by learned counsel for the respondents.

I have heard learned counsel for the parties and perused the record.

For, the learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by this court in Gopi RamYadav's case (supra), the present appeal is disposed of in the same terms.

(Arun Palli)
Judge

January 18, 2017

sanjiv

Whether speaking / reasoned: YES/NO

Whether Reportable: YES/NO