

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RFA No.367 of 2019 (O&M)

Date of decision: 23.08.2022

Roshan and ors.

..Appellant (s)

Versus

State of Haryana and ors.

..Respondent (s)

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present- Mr. Shailendra Jain, Sr. Advocate with
Mr. Jagtar Singh, Advocate

Mr. Rajesh Arora, Advocate, Mr. Jatin Sharma, Advocate,
Mr. Abhimanyu Singh, Advocate, Mr. Rajesh Lamba, Advocate,
Mr. Sandeep Sharma, Advocate, Mr. Aditya Jain, Advocate,
Mr. Anil K. Rana, Advocate, Mr. Nafees Ahmed, Advocate,
Mr. Ram Bilas Gupta, Advocate, Mr. Gaurav Singla, Advocate,
Mr. Arjun Atri, Advocate, Mr. Rajiv Sharma, Advocate,
Mr. Samar Ahluwalia, Advocate, Mr. Akshay Jindal, Advocate,
Mr. Virender Rana, Advocate, Mr. Trishu Kanwar, Advocate
and Ms. Sunita Nambiar, Advocate for the landowners.

Mr. Shivendra Swaroop, AAG, Haryana and
Ms. Vibha Tewari, AAG, Haryana.

ANIL KSHETARPAL, J.

Application for condonation of delay

The prayer in this application is to condone the delay of 639 days in
filing the appeal.

Admittedly, the connected appeals arising from the same notification
under Section 4 of the Land Acquisition Act, 1894, are pending. The Hon'ble
Supreme Court in **Imrat Lal and others vs. Land Acquisition Collector and
others (SC) 2015(2) RCR (Civil) 437, Dhiraj Singh (deceased) thr. LRs vs.
Haryana State and others, 2015(2) RCR (Civil) 507 and Jethu Ram
(deceased) thr. LRs vs. Union of India and others, 2016(4) Law Herald 3166,**

has held that in such cases the delay be condoned subject to the denial of interest to the appellants for the period of delay. Hence, the application is allowed and delay of 639 days in filing the appeal is condoned, subject to the condition that the appellants shall not be entitled to interest for the period of delay.

Main Case

For orders, see detailed order of the even date passed in **RFA No.2352 of 2017** titled as **Smt. Krishna Jindal vs. State of Haryana and ors.**

All the pending miscellaneous applications, if any, are also disposed of.

23.08.2022

(ANIL KSHETARPAL)

ashok

JUDGE

Whether speaking/reasoned : Yes Whether reportable : No