

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

**RFA-1256-2021(O&M)
Date of decision: 14.11.2022**

VIRENDER AND OTHERS

..Appellant (s)

Versus

LAND ACQUISITION COLLECTOR AND ANOTHER

..Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Sandeep Sharma, Advocate
Mr. S.P.Chahar, Advocate
Mr. Kulvir Narwal, Advocate
Mr. Virender S Punia, Advocate
Mr. Sandeep Singh, Advocate
for the landowners.

Mr. Shivendra Swaroop, AAG, Haryana.

ANIL KSHETARPAL, J.

CM No.2787-CI-2021

The prayer in this application is to condone the delay of 994 days in re-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 994 days in re-filing the appeal is condoned, subject to the condition that the appellants shall not be entitled to interest for the period of delay.

CM-2789-CI-2021

For the reasons stated in the application, the same is allowed and delay of 02 days in filing the appeal is condoned.

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For orders, see order of the even date passed in **Regular First Appeal No.10335 of 2014** titled as **Malho and others Versus State of Haryana and others.**

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

November 14th, 2022
Kavita /Sachin M.

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No