

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

119

1. RFA-703-2022(O&M)
Date of Order: 01.04.2022

RAJ KUMAR AND OTHERS

..Appellants

Versus

STATE OF HARYANA AND ANOTHER

..Respondents

2. RFA-704-2022(O&M)

RAJ KUMAR AND OTHERS

..Appellants

Versus

STATE OF HARYANA AND ANOTHER

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sudhir Hooda, Advocate
for the appellants.

Mr. Pritam Singh Saini, Sr. Addl. A.G, Haryana
with Mr. Shivendra Swaroop, AAG, Haryana.

ANIL KSHETARPAL, J(Oral)

This Bench has heard the learned counsel representing the parties.

These appeals were initially filed on 09.10.2016, along with an application for condonation of delay of 282 days in filing the appeal. At that point, the connected appeals from the common award passed by the Reference Court were pending. Thereafter, the appeal was re-filed after a considerable delay of 1146 days. It is not in dispute that the main batch of appeals has been decided in **Haryana State Industrial Development Corporation (now Haryana State Industrial and Infrastructure Development Corporation Limited) Vs. Virender Singh and others,**

Regular First Appeal No.253 of 2017, decided on 28.09.2021.

The learned counsel representing the State submits that since the delay is colossal, therefore, the appellants should be denied the benefits of interest for the delayed period.

The learned counsel representing the State places reliance on **Imrat Lal and others Vs. Land Acquisition Collector and others (SC) 2015(2) RCR (Civil) 437, Dhiraj Singh (Deceased) through LRs Vs. Haryana State and others, 2015(2) RCR (Civil) 507 and Jethu Ram (Deceased) through LRs Vs. Union of India and others, 2016(4) Law Herald 3166.**

Since, these appeals were filed in the year 2016, when the other appeals challenging a common award passed by the Reference Court were already pending, therefore, the delay in filing and refiling the appeals is condoned, subject to the condition that the appellants shall not be entitled to the interest for the period of delay in filing and re-filing.

Taken on board.

Admitted.

Mr. Pritam Singh Saini, Senior Additional Advocate General, Haryana, accepts notice on behalf of the State.

The learned counsel representing the parties are *ad idem* that the matter is required to be disposed of in terms of judgment passed in **Regular First Appeal No.253 of 2017, titled as “Haryana State Industrial Development Corporation (now Haryana State Industrial and Infrastructure Development Corporation Limited) Vs. Virender Singh and others”, decided on 28.09.2021.**

Ordered accordingly.

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

April 01st, 2022
Ay

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No