

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

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**RFA - 2405 of 2019 (O&M)
Date of Decision:07.09.2022**

SHAMSHER AND ORS.

...Appellants

Versus

STATE OF HARYANA & ANR.

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Amit Kumar Jain, Advocate
Mr. S.K.Bhardwaj, Advocate
Mr. Ashok K. Sharma (Bhana), Advocate
Mr. V.D. Sharma, Advocate
Mr. Govind Mor, Advocate
Mr. Jasbir Mor, Advocate
Mr. Sansar Kundu, Advocate
Mr. S.K. Verma, Advocate
Mr. Manoj Kakkar, Advocate
Mr. Vineet Dhanda, Advocate
Mr. Arvind Seth, Advocate &
Mr. Sandeep Lather, Advocate
for the landowners.

Mr. Sandeep Vermani, Advocate
for respondent-Railway.

Mr. Shivendra Swaroop, AAG, Haryana.

ANIL KSHETARPAL, J.

CM No.5858-C1 of 2019

The prayer in this application is to condone the delay of 1926 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 1926 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 *Regular First Appeal No.1775 of 2014, titled as Net Ram and Ors. Vs. State of Haryana and Anr.”*

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

September 07th, 2022
Simran.J.Singh

(ANIL KSHETARPAL)
JUDGE

<i>Whether speaking/reasoned :</i>	<i>Yes</i>
<i>Whether reportable :</i>	<i>No</i>