

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

296

1. RFA-2487-2021
Date of decision: 06.09.2022

HARJEET SINGH AND ORS.

..Appellants

Versus

STATE OF HARYANA AND ANR.

..Respondents

2. RFA-2651-2021

RAMESH CHAND

..Appellant

Versus

STATE OF HARYANA AND ANR.

..Respondents

3. RFA-142-2022 (O&M)

SANDEEP KUMAR

..Appellant

Versus

STATE OF HARYANA AND ANR.

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Yadvinder Singh Turka, Advocate
for the landowner.

Mr. Shivendra Swaroop, AAG, Haryana.

Mr. Pritam Singh Saini, Advocate for HSIIDC.

ANIL KSHETARPAL, J(Oral)

CM-269-CI-2022 in RFA-142-2022

The prayer is to condone the delay of 1758 days in filing the appeal. The condonation of delay has been sought on the ground that the landowners came to know of the cross-appeals filed by the respondents. It may be noted here that in the connected appeals i.e. **Regular First Appeal No.5100 of 2015, titled as “Haryana State Industrial Development Corporation, (now Haryana State Industrial and Infrastructure Development Corporation Ltd.) Vs. Prem Parkash and another”, decided on 13.12.2021**, the appeals filed by the HSIIDC have been allowed and the award passed by the LAC has been maintained. This appeal was filed before 13.12.2021. On that day, when the appeal was filed, the various appeals filed by the landowners were pending.

In view of the law laid down in **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**, the delay of 1758 days in filing the appeal, is condoned, subject to the condition that the appellant shall not be entitled to the interest for the period of delay, if ultimately the compensation is enhanced.

CM stands disposed of.

Main

Admitted.

Sh. Shivendra Swaroop, Assistant Advocate General, Haryana, accepts notice on behalf of the State and Sh. Pritam Singh Saini, Advocate, accepts notice on behalf of HSIIDC.

The learned counsel representing the parties are *ad idem* that these appeals are required to be disposed of in terms of the judgment passed in **Regular First Appeal No.5100 of 2015, titled as “Haryana State Industrial Development Corporation, (now Haryana State Industrial and Infrastructure Development Corporation Ltd.) Vs. Prem Parkash and another”, decided on 13.12.2021.**

Ordered accordingly.

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

September 06th, 2022

(ANIL KSHETARPAL)
JUDGE

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No