

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

**RFA-1565-2012(O&M)
Date of Decision: 20.04.2022**

Daya Kishan and Another

..Appellants

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. G.S.Punia, Advocate
with Mr. P.S. Sullar, Advocate.

Mr. S.P. Chahar, Advocate
Mr. Dinesh Arora, Advocate
Mr. Sushil Sharma, Advocate
Mr. M.L. Sharma, Advocate
for the landowners.

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

ANIL KSHETARPAL, J.

CM-3313-CI-2012

The prayer in this application is to condone the delay of 465 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 465 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 order of even date passed in **Regular First Appeal No. 5078 of 2012**, titled as **“Chandrakala and others Vs. State of Haryana and others”**.

20th April, 2022

SPN

**(ANIL KSHETARPAL)
JUDGE**

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