

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

297(2)

**RFA-897-2020(O&M)
Date of Order: 24.05.2022**

DARIYA SINGH (DECEASED) THROUGH HIS LRS. ..Appellant

Versus

STATE OF HARYANA AND ANR. ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Parmod Chauhan, Advocate
for the appellant.

Ms. Vibha Tewari, AAG, Haryana.

ANIL KSHETARPAL, J(Oral)

CM-2099-CI-2020 & CM-2098-CI-2020

Notice of the applications.

Ms. Vibha Tewari, Assistant Advocate General, Haryana, accepts
notice on behalf of the State.

These are the applications for condoning the delay of 312 days in
filing as well as 31 days in re-filing the appeal, respectively. It has been stated
that the appeal was filed at the time when the connected appeals arising from
the same acquisition 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 in filing and re-filing the appeal is
condoned subject to the condition that the appellant shall not be entitled to any
interest for the period of delay.

CMs stand disposed of.

CM-2100-CI-2020

Notice of the application.

Ms. Vibha Tewari, Assistant Advocate General, Haryana, accepts notice on behalf of the State.

In view of the no objection by the learned counsel representing the State, the application for bringing on record the legal representatives is allowed, subject to all the just exceptions.

CM stands disposed of.

Main

Ms. Vibha Tewari, learned State counsel admits that the matter in dispute is covered by the judgment passed in **Regular First Appeal No.1817 of 2019, titled as “The Akash Cooperative Group Housing Society Ltd.-II Vs. State of Haryana and others”, decided on 27.05.2020.**

In view thereof, the appeal is disposed of in the same terms.

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

May 24th, 2022

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(ANIL KSHETARPAL)
JUDGE

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