

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

312

1. RFA-280-2020 (O&M)
Date of decision: 30.05.2022

GURBAX SINGH (DECEASED) THROUGH LRS. ..Appellant

Versus

STATE OF HARYANA AND ANR. ..Respondents

2. RFA-359-2020 (O&M)

SURJAN SINGH (DECEASED) THROUGH LRS. ..Appellant

Versus

STATE OF HARYANA AND ANR. ..Respondents

3. RFA-312-2020 (O&M)

GURBAKSH (DECEASED) THROUGH LRS. ..Appellant

Versus

STATE OF HARYANA AND ANR. ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Shoaib Khan, Advocate
Mr. H.P.S. Ishar, Advocate
for the landowners.

Mr. Shivendra Swaroop, AAG, Haryana.

ANIL KSHETARPAL, J(Oral)

CM-604-CI-2020 in RFA-280-2020,
CM-668-CI-2020 in RFA-312-2020

Notice in the applications for condonation of delay.

Sh. Shivendra Swaroop, Assistant Advocate General, Haryana,
accepts notice on behalf of the State.

He submits that the lead case i.e. Regular First Appeal
No.1235 of 2018, titled as "Ram Kaur Vs State of Haryana and another",
has already been decided on 10.01.2020.

This appeal was filed on 17.12.2019. On the day it was filed,
the connected appeals 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 672 days in filing the respective appeal is condoned, subject to the denial of interest for the period of delay.

CMs stand disposed of.

**CM-605-CI-2020 in RFA-280-2020,
CM-669-CI-2020 in RFA-312-2020**

For the reasons mentioned in the applications which are supported by an affidavit, the applications for bringing on record the legal representatives of deceased Sh. Gurbax Singh @ Gurbaksh-appellant, are allowed, subject to all the just exceptions.

The legal representatives of Sh. Gurbax Singh @ Gurbaksh-appellant, are brought on record.

CMs stand disposed of.

CM-840-CI-2020 in RFA-359-2020

For the reasons mentioned in the application which is supported by an affidavit, the application for bringing on record the legal representatives of deceased Sh. Surjan Singh, is allowed, subject to all the just exceptions.

The legal representatives of Sh. Surjan Singh and Smt. Shakuntala Devi, are brought on record.

CM stand disposed of.

CM-838-CI-2020 and CM-839-CI-2020 in RFA-359-2020

Notice in the applications for condonation of delay in refiling and filing the appeal.

Sh. Shivendra Swaroop, Assistant Advocate General, Haryana, accepts notice on behalf of the State.

He submits that the lead case i.e. **Regular First Appeal No.1235 of 2018, titled as “Ram Kaur Vs State of Haryana and another”**, has already been decided on 10.01.2020.

This appeal was filed on 19.12.2019. On the day it was filed, the connected appeals 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 583 days in refiling and delay of 5 days in filing the appeal is condoned, subject to the denial of interest for the period of delay.

CMs stand disposed of.

Main

In view of the stand taken by the learned counsel representing the State of Haryana, the appeals are disposed of in terms of the judgment passed in **Regular First Appeal No.1235 of 2018, titled as “Ram Kaur Vs State of Haryana and another”, decided on 10.01.2020.**

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

May 30th, 2022

(ANIL KSHETARPAL)
JUDGE

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No