

[134+278] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-868-CI-2024 and
CM-5255-CI-2019 in/and
RFA-2072-2019

Date of Decision : 29.04.2024

Sube Singh and others ...Appellants
versus

State of Haryana and othersRespondents

Coram : **HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present : Mr. Jivesh Malik, Advocate for the appellants.
Mr. Shivendra Swaroop, DAG, Haryana.
Ms. Vamika Johar, Advocate for Mr. Pritam Singh Saini,
Advocate for respondent Nos.3 & 4.

RAJBIR SEHRAWAT, J. (ORAL)

CM-868-CI-2024

This is an application filed under Order 22 Rule 3 CPC for
brining on record the LR's of Appellant Nos.4, 6, 9, 11, 19(i), 19(ii), 20, 25
(iv) and 26.

In view of the grounds mentioned in the application, the same
is allowed, subject to all just exceptions. The persons mentioned in the
application are ordered to impleaded as LR's of Appellant Nos.4, 6, 9, 11,
19(i), 19(ii), 20, 25 (iv) and 26, for the limited purpose of pursuing the
present appeal only. Amended memo of parties is taken on record.

CM-5255-CI-2019

Delay of 2848 days in filing the appeal is condoned
conditionally in view of law laid down by the Apex Court in *Imrat Lal
and others vs. Land Acquisition Collector and others, 2015(2) RCR*

others, 2015(2) RCR (Civil) 507 that the appellants shall not be entitled to interest for 2848 days on the enhanced amount of compensation.

Application stands disposed of.

RFA-2072-2019

[1] By way of present appeal challenge has been laid to the order dated 21.03.2011 passed by the learned Addl. District Judge, Palwal whereby, the reference petitions under Section 18 of the Land Acquisition Act, 1894, filed at the instance of the appellants seeking enhancement of compensation against the Award dated 24.04.2006 passed by the Land Acquisition Collector, Faridabad, is dismissed.

[2] Learned counsel for the parties are *ad idem* that the matter, relating to the same acquisition and to the similar properties, has already been settled right upto the Hon'ble Supreme Court. This Court has also passed an order dated 16.12.2019 in RFA No.13604 of 2018 whereby similar RFA was allowed by this Court.

[3] Keeping in view the factual circumstances of the case and the material placed on record, this Court finds that the present case is covered by the judgment rendered by this Court in the RFA No.13604 of 2018

[4] Allowed in the same terms as in RFA No.13604 of 2018.

(RAJBIR SEHRAWAT)
JUDGE

29.04.2024
'R. Sharma'