

2025:PHHC:134914



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

**RFA-1247-2025 (O&M)
Decided on:-24.09.2025**

Raj Kumar (deceased) thr. LRs

....Appellant(s)..

vs.

The State of Haryana thr. Collector Faridabad
and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Adarsh Jain, Advocate with
Ms. Amandeep Kaur, Advocate for the appellant(s).

Mr. Abhinash Jain, DAG, Haryana.

Mr. P.S. Saini, Advocate for respondent No.3-HSIIDC.

HARKESH MANUJA J. (Oral)

CM-2852-CI-2025

Prayer in this application is for impleading the legal representatives of appellant-Raj Kumar, who died on 31.05.2014.

Notice of the application.

Mr. Abhinash Jain, DAG, Haryana, accepts notice on behalf of respondents No.1 and 2, whereas, Mr. P.S. Saini, Advocate, accepts notice on behalf of respondent No.3 and raises no objection to the prayer made in the application.

Having heard learned counsel for the parties and gone through the contents of the application, prayer made herein is allowed and the persons mentioned in para 5 of the application are ordered to be impleaded as the legal representatives of appellant-Raj Kumar (deceased).

CM-2853-CI-2025

1. This is an application for condoning the delay of 2316 days in filing the appeal.

2. Notice of the application.

3. Mr. Abhinash Jain, DAG, Haryana, accepts notice on behalf of respondents No.1 and 2, whereas, Mr. P.S. Saini, Advocate, accepts notice on behalf of respondent No.3 and waive filing of reply to the application, however, pray for dismissal of the application.

4. I have heard learned counsel for the parties and gone through the contents of the application.

5. Concededly, the other similarly situated land owners pertaining to the same acquisition proceedings have already been held entitled for the enhanced amount of compensation pertaining to village Sahupura, Faridabad vide judgment dated 27.03.2025 passed by this Court in a bunch of appeals with lead case bearing RFA-4399-2019 (O&M), titled as ***“Haryana State Industrial Development Corporation (now Haryana State Industrial and Infrastructure Development Corporation Ltd.) vs. Mehar Chand Mittal and others”***.

5. Based thereupon, besides applying the principle of parity, the land owner/applicant being similarly situated, is entitled for grant of similar amount of compensation, however, without any payment of interest for the period he failed to approach this Court after the decision in the reference Court. In this regard reliance can be placed upon the decision of Hon’ble Supreme Court in case of **Ningappa Thotappa Angadi (Dead) through LRs Vs. Special Land Acquisition Officer and Another, 2020 (19) SCC 599**.

In view of the discussion made hereinabove, the application is allowed and delay of 2316 days in filing the appeal is hereby condoned.

Main Appeal

1. Learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by this Court in **Mehar Chand Mittal’s** case (supra), decided on 27.03.2025, wherein also the land situated in the same revenue estate of Village Sahupura, Faridabad was acquired vide notifications dated 14.07.2010 and 13.07.2011, issued under Sections 4 & 6

respectively of the Land Acquisition Act, 1894, and for the same purpose i.e. for construction of peripheral road of Industrial Model Township, Faridabad. Relevant para 5.1 of the **Mehar Chand Mittal's** case (supra) is reproduced hereunder:-

“Hence, the market value of the acquired land comes to Rs.2344.37/- per sq. yard i.e. Rs.1,13,44,960/- per acre, which shall be payable along with all statutory benefits as per amended the Land Acquisition Act, 1894.”

2. Accordingly, the present appeal is disposed of in terms of the said decision and the legal representatives of appellant (since deceased) are held entitled for similar market value along with all statutory benefits and interest available under the provisions of amended Land Acquisition Act, 1984. However, the LRs of appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 2316 days.

3. Pending application, if any, also stands disposed of.

24.09.2025

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Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/ No

(HARKESH MANUJA)
JUDGE