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IN THE HIGH COURT OF DELHI AT NEW DELHI

LA.APP. 231/2015, CM No.9336/2015 (for stay) & CM No.9337/2015 (for condonation of delay of 451 days in filing the appeal)

UNION OF INDIA

..... Appellant

Through: Mr. Yeeshu Jain & Ms. Jyoti Tyagi,
Adv.

Versus

ANIL SHARMA & ANR

..... Respondents

Through: Mr. Anuj Chaturvedi, Adv. for DDA.

AND

LA.APP. 257/2015, CM No.9411/2015 (for stay) & CM No.9412/2015 (for condonation of delay of 540 days in filing the appeal)

UNION OF INDIA

..... Appellant

Through: Mr. Yeeshu Jain & Ms. Jyoti Tyagi,
Adv.

Versus

GONDWATI & ANR

..... Respondents

Through: Mr. Rahul Bakshi, Adv. for DDA.

AND

+ LA.APP. 272/2015, CM No.9706/2015 (for stay) & CM No.9707/2015 (for condonation of delay of 411 days in filing the appeal)

UNION OF INDIA

..... Appellant

Through: Mr. Yeeshu Jain & Ms. Jyoti Tyagi,
Adv.

Versus

SHISH RAM & ANR

..... Respondents

Through: Mr. Anuj Chaturvedi, Adv. for DDA.

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER

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11.10.2018

1. The counsel for the appellant states that other appeals with respect to other land acquired vide the same notification and award have already been



admitted for hearing with the lead matter being LA.APP. No.100/2014 titled ***Jaipal Singh Vs. Union of India & Anr.***

2. Notice of these appeals was issued to the respondent no.1 in each of the appeals but remains unserved. The report in LA.APP. No.257/2015 is that the respondent No.1 has expired.

3. The applications for condonation of delay of 451, 540 and 411 days respectively in filing the appeals are also pending.

4. Considering the aforesaid facts, the delay is condoned and CM No.9337/2015 in LA.APP. No.231/2015, CM No.9412/2015 in LA.APP. No.257/2015 and CM No.9707/2015 in LA.APP. No.272/2015 are disposed of.

5. Admit.

6. List in the category of “Regulars” along with LA.APP.No.100/2014 aforesaid.

7. Subject to the appellant depositing the entire decretal amount in this Court within six weeks of today, there shall be stay of execution. If the amount is not so deposited, the respondent No.1 in each of the appeals shall be entitled to execute the judgment and decree impugned in these appeals, subject to restitution in the event of appeals succeeding. Upon the amounts being so deposited, the respondent No.1 shall be entitled to withdraw the same subject to furnishing security to the satisfaction of the worthy Registrar General of this Court for refund thereof with interest at such rate as may be ordered, in the event of the appeals succeeding. Else, the amounts be kept in the maximum interest bearing account.



8. CM No.9336/2015 in LA.APP.No.231/2015, CM No.9411/2015 in LA.APP.No.257/2015 and CM No.9706/2015 in LA.APP.No.272/2015 are disposed of.

9. Last opportunity is given to the appellant to serve the respondent no.1 or his / her heirs by all modes including dasti and also through the counsel for the respondent no.1 before the Reference Court, returnable before the Registrar (Appellate) on 10th December, 2018.

RAJIV SAHAI ENDLAW, J

OCTOBER 11, 2018

‘gsr’..

Page 3 of 3