

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

CIVIL APPEAL NO.270 OF 2022
(Arising from the SLP(C) No.435 of 2022)
[Diary No.288/2020]

KHUB RAM (DEAD) & ANR.

APPELLANT(S)

VERSUS

THE STATE OF HARYANA & ORS.

RESPONDENT(S)

WITH

CIVIL APPEAL NO.271-272 OF 2022
(Arising from the SLP(C) No.436-437 of 2022)
[Diary No(s). 31316/2021]

CIVIL APPEAL NO.273-282 OF 2022
(Arising from the SLP(C) No.438-447 of 2022)
[Diary No(s). 31721/2021]

O R D E R

Delay in filing application(s) for substitution/special leave petition(s) is condoned and abatement is set aside on clear understanding that the final relief that will be granted to the appellant(s) would be conditional and no interest would be provided to the concerned appellants for the relevant period of delay in filing applications for substitution [Khub Ram (1869 days), Randhir Singh S/o deceased Khub Ram (1129 days) and Ami Chand (350 days) in SLP @ Diary

No.288/2020; Kali @ Narender (395 days) in SLP @ Diary No.31316/2021; and Sheela Devi (1747 days) in SLP @ Diary No.31721/2021] and in filing and refiling the special leave petitions [112 days in filing and 109 days in refiling SLP @ Diary No.288/2020 (RFA No.7375/2013); 272 days in filing SLP @ Diary No.31316/2021 (RFA Nos.6513/2013 and 5203/2018); and 351 days (RFA Nos.3339/2015, 4444/2015, 7356/2015, 1348/2016, 3523/2016 and 135/2019), 346 days (RFA No.2009/2016), 347 days (RFA No.4160/2018), 268 days (RFA No.1662/2019) and 241 days (RFA No.2615/2019) in filing SLP @ Diary No.31721/2021.

Learned Counsel for the appellant(s), in all fairness, accepts this condition.

Accordingly, delay is condoned.

Leave granted.

Learned counsel for the appellant(s) has relied on decision of this Court passed in Civil Appeal No. 2903 of 2021 and connected cases titled as "*Banwari Lal & Anr. vs. State of Haryana & Ors.*" and connected cases, decided on 14th July, 2021.

Learned counsel for the respondent/State, in all fairness, submits that the subject lands involved in these appeal(s) would be covered by the enhancement given to the land owners in the aforesaid appeal(s).

Accordingly, the present appeal(s) are partly allowed on the same terms, except that appellant(s) will not be entitled for the interest on the enhanced amount and solatium and other components for the period of delay, referred to above or from the date of award, whichever is later in pursuing the appeal(s) before this Court.

The rest of the relied upon order to apply as it is.

This order is an indulgence shown to the appellant(s) regarding condoning "unexplained long delay" in filing the present proceedings.

Pending applications, if any, stand disposed of.

....., J.
(A.M. KHANWILKAR)

....., J.
(C.T. RAVIKUMAR)

NEW DELHI
JANUARY 10, 2022.

REVISED

ITEM NO.32+34 Court 3 (Video Conferencing) SECTION IV-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No. 288/2020

(Arising out of impugned final judgment and order dated 31-05-2019 in RFA No. 7375/2013 passed by the High Court of Punjab & Haryana at Chandigarh)

KHUB RAM (DEAD) & ANR. Petitioner(s)

VERSUS

THE STATE OF HARYANA & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.162246/2021-CONDONATION OF DELAY IN FILING and IA No.162247/2021-APPLICATION FOR SUBSTITUTION and IA No.162250/2021-PERMISSION TO FILE PETITION (SLP/TP/WP/..) and IA No.162249/2021-CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN. and IA No.162252/2021-CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS)

WITH

Diary No(s). 31316/2021

(IA No.511/2022-CONDONATION OF DELAY IN FILING and IA No.512/2022-APPLICATION FOR SUBSTITUTION and IA No.513/2022-CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN)

Diary No(s). 31721/2021 (IV-B)

(IA No.2074/2022-CONDONATION OF DELAY IN FILING and IA No.2075/2022-APPLICATION FOR SUBSTITUTION and IA No.2072/2022-PERMISSION TO FILE PETITION (SLP/TP/WP/..) and IA No.2076/2022-CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN.)

Date : 10-01-2022 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Mr. Ravi Bhushan, Adv.
Mr. Manish Kumar, AOR

Mr. Tripurari Ray, Adv.
Mr. Balwant Singh Billowria, Adv.
Mr. Suresh Kumar Sharma, adv.
Mr. Chander Kaushik, Adv.
Mr. Nithyananda Murthy P., Adv.
Ms. Bhanuprabha, Adv.
Mr. Anirudh Ray, Adv.

Mr. Hira Singh Rawat, Adv.
Ms. Shilpa Singh, AOR

For Respondent(s) Ms. Monika Gusain, AOR

UPON hearing the counsel the Court made the following
O R D E R

Permission to file special leave petition(s)
is granted.

Delay in filing application(s) for
substitution is condoned after setting aside the
abatement.

Application(s) for substitution are allowed.

Delay in filing/refiling the special leave
petition(s) is condoned.

Leave granted.

The appeals are partly allowed in terms of
the signed order.

Pending application(s) shall stand disposed
of accordingly.

(NEETU KHAJURIA)
COURT MASTER

(VIDYA NEGI)
COURT MASTER

(Signed order is placed on the file.)

ITEM NO.32+34 Court 3 (Video Conferencing)

SECTION IV-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) Diary No. 288/2020

(Arising out of impugned final judgment and order dated 31-05-2019 in RFA No. 7375/2013 passed by the High Court of Punjab & Haryana at Chandigarh)

KHUB RAM (DEAD) & ANR.

Petitioner(s)

VERSUS

THE STATE OF HARYANA & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.162246/2021-CONDONATION OF DELAY IN FILING and IA No.162247/2021-APPLICATION FOR SUBSTITUTION and IA No.162250/2021-PERMISSION TO FILE PETITION (SLP/TP/WP/..) and IA No.162249/2021-CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN. and IA No.162252/2021-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

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Mr. Suresh Kumar Sharma, adv.
Mr. Chander Kaushik, Adv.
Mr. Nithyananda Murthy P., Adv.
Ms. Bhanuprabha, Adv.
Mr. Anirudh Ray, Adv.
Mr. Hira Singh Rawat, Adv.

Ms. Shilpa Singh, AOR

For Respondent(s) Ms. Monika Gusain, AOR

UPON hearing the counsel the Court made the following
O R D E R

Permission to file special leave petition(s)
is granted.

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substitution is condoned after setting the
abatement.

Delay in filing/refiling the special leave
petition(s) is condoned.

Leave granted.

The appeals are partly allowed in terms of
the signed order.

Pending application(s) shall stand disposed
of accordingly.

(NEETU KHAJURIA)
COURT MASTER

(VIDYA NEGI)
COURT MASTER

(Signed order is placed on the file.)