

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RFA No.1542 of 2016 (O&M)
Date of Decision : 15.07.2016.

Kishan Chand and others

.....Appellants

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Kamal Mor, Advocate for the applicant-appellants.

Mr. Shivendra Swaroop, AAG, Haryana.

ARUN PALLI, J. (Oral)
CM No.4902-CI of 2016

This is an application for condonation of delay of 1041 days in filing the accompanying appeal. All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgment dated 29.09.2015, rendered by this court in RFA No.2463 of 2015, Kishan and others v. State of Haryana and another, vide which this court had enhanced the compensation awarded to the landowners.

Notice in the application.

On the asking of the court, Mr. Shivendra Swaroop, AAG, Haryana, present in court, accepts notice on behalf of the respondents.

I have heard learned counsel for the parties and perused the records.

In the wake of the decision of the Hon'ble Supreme Court in Imrat Lal and others Vs. Land Acquisition Collector and others, 2015(2)

RCR (Civil) 437, delay of 1041 days in filing the accompanying appeal is

condoned. However, for the period of delay the applicant shall not be entitled to interest on the enhanced compensation.

CM No.4903-CI of 2016

Allowed as prayed for.

RFA No.1542 of 2016

For, the learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by this court in Kishan and others' case (*supra*), the present appeal is disposed of in terms of the said decision. However, the appellant shall not be entitled to interest for the period of delay in filing the appeal i.e. 1041 days.

15.07.2016

Manoj Bhutani

(ARUN PALLI)
JUDGE