

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

**CM No.6285-CI of 2016 in/and
RFA No.2048 of 2016 (O&M)
Date of Decision : 29.09.2016.**

Mittar Sain and others

.....Appellants

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Adarsh Jain, Advocate for the appellants.

Mr. Shivendra Swaroop, AAG, Haryana.

ARUN PALLI, J. (Oral)

CM No.6282-CI of 2016

Allowed as prayed for.

CM No.6283-CI of 2016

Allowed as prayed for.

CM No.6285-CI of 2016

Despite opportunity, no reply has been filed to the application.

All what has been urged by the learned counsel for the applicants is that the matter in issue is squarely covered by the judgment, dated 03.09.2014, rendered by this court in RFA No.2075 of 2012 (Sohan Lal and another Vs. The State of Haryana and others), and other connected matters, vide which, in the appeals arising out of the same acquisition, this court had enhanced the compensation, awarded to the landowners to ₹1,230/- per square yard.

The factual position, as set out above, is not disputed by the learned State counsel.

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 v. Land Acquisition Collector and others*, 2015(2) RCR (Civil) 437 and *Dhiraj Singh (D) Tr. LR.s. v. Haryana State and others*, 2015 (2) RCR (Civil) 507, delay of 1420 days in filing the accompanying appeal is condoned. However, for the period of delay the applicants shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

CM No.6284-CI of 2016 in/and RFA No.2048 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 *Sohan Lal's case (supra)*, the present appeal is disposed of in terms of the said decision. However, the appellants shall not be entitled to interest for the period of delay in filing the appeal i.e. 1420 days.

29.09.2016

Manoj Bhutani

(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No