

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

RFA No.2151 of 2016(O&M)
Date of decision: 04.10.2016

Sajjan Kumar and others

... Appellants

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vijay Saini, Advocate for
Mr. Rakesh Nehra, Advocate for the appellants.
Ms. Safia Gupta, AAG, Haryana.

ARUN PALLI J. (Oral)

CM-6493-CI-2016

This is an application for condonation of delay of 2446 days in filing the accompanying appeal. Despite opportunity, no reply has been filed thereto.

All what has been urged by learned counsel for the applicants is that the matter in issue is squarely covered by the judgment, dated 06.11.2015, rendered by this court in RFA No.3787 of 2009 [**Gaje Singh and others v. State of Haryana and another**] and others connected matters, vide which in the appeals arising out of the same acquisition, this court had enhanced the compensation awarded to the landowners.

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

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

In the wake of the decisions 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. LRs. v. Haryana State and others, 2015

(2) RCR (Civil) 507, delay of 2446 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-6491-CI-2016 ; and
RFA-2151-2016

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 Gaje Singh's case (supra), the present appeal is disposed of in the same terms. However, the appellants shall not be entitled to interest for the period of delay in filing the appeal i.e. 2446 days.

October 4, 2016
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:

YES/NO

Whether Reportable:

YES/NO