

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

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RFA No.2384 of 2016(O & M)

Date of Decision:02.09.2016

Ajit Singh and others

....appellants

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Sonu Giri, Advocate
for the appellants

ARUN PALLI, J. (ORAL):

CM No.7118-CI of 2016

This is an application for condonation of delay of 1298 days in filing the appeal. All what has been urged by learned counsel for the applicants is that the matter in issue is squarely covered by the judgement dated 23.09.2014, rendered by this Court in **RFA No. 2174 of 2012** titled “Smt.Savitri Devi vs. The Land Acquisition Collector, Gurgaon and others”, 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 the Court, accepts notice on behalf of the respondents.

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

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. LRs. v. Haryana State and others,

2015 (2) RCR (Civil) 507, delay of 1298 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.7119-CI of 2016

For the reasons set out in the application, that is duly supported by an affidavit, same is allowed, subject to all just exceptions. Consequently, legal representatives of deceased Meer Singh-appellant No.2 , who is stated to have died on 08.06.2013, as depicted in para No.1 of the application, are brought on record, for the purpose of pursuing the appeal only.

CM stands disposed of.

RFA No.2384 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 Savitri Devi'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.1298 days.

02.09.2016

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(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No.

Whether reportable-

Yes/No