

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

CMs-8976-77-CI-2016 &
RFA No.2774 of 2016(O&M)
Date of decision: 09.08.2016

Pardeep Kumar and others

... Appellants

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Sandeep Sharma, Advocate for the appellants.
Mr. Shivendra Swaroop, AAG, Haryana.

ARUN PALLI J. (Oral)

CM-8976-CI-2016

Allowed, as prayed for.

CM-7830-CI-2016

This is an application for condonation of delay of 1244 days in filing the accompanying appeal.

All what has been urged by learned counsel for the applicants is that the matter in issue is squarely covered by the judgment, dated 10.12.2015, rendered by this court in RFA No.1235 of 2011 - Chhatter Singh v. Haryana State and others, vide which the compensation awarded to the landowners was enhanced by this court to ₹ 3014/- per sq. yard.

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.

The factual position, as set out above, is not disputed by 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 1244 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-8977-CI-2016; and
RFA-2774-2016

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 Chhatter 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. 1244 days.

August 9, 2016
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:

YES/NO

Whether Reportable:

YES/NO