

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RFA No.3028 of 2016 (O&M)
Date of Decision : 29.07.2016.

Rajbir and others

.....Appellants

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Vikrant Hooda, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM No.8274-CI of 2016

This is an application for condonation of delay of 1196 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 31.08.2015, rendered by this court in RFA No.1626 of 2011 (Puran Chand Wadhwa (deceased) through LRs Vs. Land Acquisition Collector and another), vide which this court had enhanced the compensation.

Notice in the application.

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 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 1196 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.8275-CI of 2016

Allowed as prayed for.

CM No.8273-CI of 2016 in/and RFA-3028-2016

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 the case of Puran Chand Wadhwa (supra), the present appeal is disposed of in terms of the said decision. However, the appellants shall not be entitled to any interest for the period of delay in filing the appeal i.e. 1196 days.

29.07.2016

Manoj Bhutani

(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No