

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

RFA No.3127 of 2016(O&M)
Date of decision: 29.07.2016

Jagbir alias Jagbir Singh and others

... Appellants

Versus

Land Acquisition Collector Cum S.D.O. (Civil), Gurgaon and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Gaurav Aggarwal, Advocate for the appellants.
Mr. Shivendra Swaroop, AAG, Haryana,
for respondents No.1 & 2.
Mr. Pritam Singh Saini, Addl. AG, Haryana,
for respondent No.3-HSIDC.

ARUN PALLI J. (Oral)

CM-8600-CI-2016

Allowed, as prayed for.

CM-8601-CI-2016

This is an application for condonation of delay of 1587 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 04.02.2016, rendered by this court in RFA No.751 of 2012 - Gopi Ram Yadav and others v. State of Haryana and others, vide which this court had partly accepted the appeals/cross-objections preferred by the landowners, whereas the appeals filed by the beneficiaries of acquisition (HSIDC) were dismissed.

Notice in the application.

On the asking of the court, Mr. Shivendra Swaroop, AAG, Haryana and Mr. Pritam Singh Saini, Addl. AG, Haryana, present in court, accept notice on behalf of respondents No.1 & 2 and 3, respectively.

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 1587 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.

RFA-3127-2016

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 Gopi Ram Yadav'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. 1587 days.

July 29, 2016
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned: YES/NO

Whether Reportable: YES/NO