

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

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RFA No.3248 of 2016(O & M)

Date of Decision:22.09.2016

Ram Kali

....appellant

Versus

Haryana Government and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Ms.Manjeet Kaur, Advocate
for the appellant

ARUN PALLI, J. (ORAL):

CM No.8881-CI of 2016

For the reasons set out in the application, that is duly supported by an affidavit, the same is allowed. Deficiency in Court fee is allowed to be made good.

CM No.8882-CI of 2016

This is an application for condonation of delay of 1198 days in filing the appeal. All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgement dated 03.11.2015, rendered by this Court in **RFA No.6207 of 2012**, titled “Piryavert and another versus Haryana Government and others”, vide which, in the appeals arising out of the same acquisition, 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 respondents No.1 and 2 and Mr.Pritam Saini, Advocate, accepts notice on behalf of respondent No.3.

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

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

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 1198 days in filing the accompanying appeal is condoned. However, for the period of delay, the applicant shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

RFA No.3248 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 Piryavert'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.1198 days.

22.09.2016
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(ARUN PALLI)
JUDGE

Whether speaking/reasoned
Whether reportable-

Yes/No
Yes/No