

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

RFA No.3323 of 2016(O&M)
Date of decision: 11.08.2016

Ahiman Anmol Dass

... Appellant

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Gautam Kailey, Advocate for the appellant.
Mr. Shivendra Swaroop, AAG, Haryana.

ARUN PALLI J. (Oral)

CM-9153-CI-2016

This is an application to list the main case for hearing, for appeals i.e. RFA No.3860 of 2014 & other connected matters, arising out of the same acquisition, have since been decided by this court vide order and judgment dated 24.02.2016.

Notice.

Mr. Shivendra Swaroop, AAG, Haryana, present in court, accepts notice on behalf of the respondents.

Heard.

CM is allowed and the main case is taken on board.

CM-9154-CI-2016

Allowed, as prayed for.

CM-9155-CI-2016

This is an application for condonation of delay of 810 days in filing the accompanying appeal.

All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgment, dated

24.02.2016, rendered by this court in RFA No.3860 of 2014 & other connected matters – Ajmer Singh and others v. State of Haryana and others, vide which this court had enhanced the compensation awarded to the landowners.

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 810 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-3323-2016

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 Ajmaer Singh's case (supra), the present appeal is disposed of in the same terms. However, the appellant shall not be entitled to interest for the period of delay in filing the appeal i.e. 810 days.

August 11, 2016
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:

YES/NO

Whether Reportable:

YES/NO