

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

**105**

**RFA No.3328 of 2016(O & M)**

**Date of Decision:12.08.2016**

Narata Ram (deceased) th.LRs and others

....appellants

Versus

State of Haryana and others

.....respondents

**CORAM: HON'BLE MR.JUSTICE ARUN PALLI**

Present: Mr.Shoaib Khan, Advocate  
for the appellants

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**ARUN PALLI, J. (ORAL):**

**CM No.9172-CI of 2016**

This is an application to dispose of the main case in terms of the judgement dated 08.04.2016, rendered by this Court in **RFA No.1956 of 2010** titled “State of Haryana through Land Acquisition Collector, Urban Estate, Panchkula and another vs. Hans Raj and others”, vide which 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 of the respondents.

The factual position as set out above, is not disputed by the learned State counsel. Consequently, the application is allowed and the appeal is taken on Board for hearing.

**CM No.9173-CI of 2016**

This is an application for condonation of delay of 1876 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 08.04.2016, rendered by this Court in Hans Raj's case (Supra).

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 1876 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.9174-CI of 2016**

For the reasons set out in the application, that is duly supported by an affidavit, same is allowed, subject to all just exceptions. Consequently, legal representatives of deceased Narata Ram son of late Nikka, who is stated to have died on 03.06.2010, during the pendency of the Reference, are granted leave to institute and maintain the accompanying appeal. However, it is clarified that this order shall have no bearing upon any dispute, pending qua the registered Will dated 23.05.2000, referred to in para No.2 of the application.

CM stands disposed of.

**CM No.9175-CI of 2016**

For the reasons set out in the application, that is duly supported by an affidavit, same is allowed, subject to all just exceptions. Consequently, legal representatives of deceased Prem son of late Nikka,

who is stated to have died on 13.09.2003, during the pendency of the Reference, are granted leave to institute and maintain the accompanying appeal.

CM stands disposed of.

**RFA No.3328 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 Hans Raj'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.1876 days.

12.08.2016

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**(ARUN PALLI)**  
**JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable-

Yes/No