

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

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RFA No.3601 of 2016(O & M)

Date of Decision:21.12.2016

Bishan

....appellant

Versus

State of Haryana

.....respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Shiv Kumar, Advocate
for the appellant

Ms.Safia Gupta, AAG Haryana

ARUN PALLI, J. (ORAL):

CM No.9992-CI of 2016

This is an application for condonation of delay of 2328 days in filing the appeal.

Despite opportunity, no reply to the application has been filed.

All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgement dated 10.12.2014, rendered by the Hon'ble Supreme Court in **Civil Appeal No.11042 of 2014**, titled "Satbir Singh versus State of Haryana", vide which, the compensation awarded to the landowners was uniformly enhanced to ₹ 175/- per square yard.

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

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 *Samiyathal and others versus Special Tehsildar and others, 2015(2) RCR (Civil) 441, 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 2328 days in filing the accompanying appeal is condoned. However, to balance the equities, for the period of delay, the applicant shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

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For, the learned counsel for the parties are ad idem that the matter in issue is squarely covered by the decision rendered by the Hon'ble Supreme Court in Satbir Singh' case (Supra), the present appeal too is disposed of in terms of the said decision. However, the appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e.2328 days.

21.12.2016

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**(ARUN PALLI)
JUDGE**

Whether speaking/reasoned
Whether reportable-

Yes/No
Yes/No