

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

107

**RFA No.3706 of 2016(O & M)
Date of Decision:09.09.2016**

Mangu Ram and others

....appellants

Versus

Union of India and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Vishal Aggarwal, Advocate
for the appellants

ARUN PALLI, J. (ORAL):
CM No.10279-CI of 2016

Application is allowed as prayed for.

CM No.10278-CI of 2016

For the reasons set out in the application, that is duly supported by an affidavit, the same is allowed. Consequently, the appeal is taken on Board.

CM No.10277-CI of 2016

This is an application for condonation of delay of 3046 days in filing the appeal. All what has been urged by learned counsel for the applicants is that the matter in issue is squarely covered by the judgement dated 17.02.2016, rendered by this Court in **RFA No.2902 of 1999**, titled “Union of India and another versus Major Pritam Singh and another”, vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the landowners uniformly to ₹ 2300/- per marla.

Notice in the application to respondents No.1 to 3 only, as rest of the respondents are stated to be merely proforma respondents and have no interest in the lis.

On the asking of the Court, Vivek Singla, Senior Panel Counsel for Union of India, present in the Court, accepts notice on behalf respondents No.1 and 2 and Mr.K.K.Gupta, Addl.Advocate General,

Punjab, accepts notice on behalf of respondent No.3.

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

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 3046 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.10276-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 Punna Ram son of Kurlu Ram, who is stated to have died on 20.03.2013, as depicted in para No.2 of the application, are brought on record, for the purpose of pursuing the appeal only.

CM stands disposed of.

RFA No.3591 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 Major Pritam Singh'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.3046 days.

09.09.2016

neenu

(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable-

Yes/No