

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

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RFA No.3787 of 2016(O & M)

Date of Decision:05.10.2016

Kamlesh and others

....appellants

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Rajiv Sharma, Advocate
for the appellants

Ms.Safia Gupta, AAG Haryana

ARUN PALLI, J. (ORAL):

CM No.10483-CI of 2016

This is an application for condonation of delay of 1577 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 applicants is that the matter in issue is squarely covered by the judgement dated 10.12.2015, rendered by this Court in **RFA No.2392 of 1997**, titled “Mukhtiar Singh and others versus State of Haryana”, vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the landowners.

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 1577 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.10481-CI of 2016 and RFA No.3787 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 Mukhtiar 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.1577 days.

05.10.2016

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(ARUN PALLI)
JUDGE

Whether speaking/reasoned
Whether reportable-

Yes/No
Yes/No