

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

**CM No.12405-CI of 2016 in/and
RFA No.4428 of 2016
Date of Decision : 19.12.2016.**

Sadhu Ram (deceased) through LRs and others

.....Appellants

Versus

Haryana State through Collector, Karnal and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Rajesh Bansal, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM No.12405-CI of 2016

This is an application for condonation of delay of 6956 days in filing the accompanying appeal.

Mr. Shivendra Swaroop, AAG, Haryana, caused appearance on behalf of respondents No.1 to 3 and Mr. V.S.Mahal, Advocate for Mr. P.K.Mutneja, Advocate for respondent No.4.

All what has been urged by the learned counsel for the applicants is that the matter in issue is squarely covered by the judgment, dated 26.02.2016, rendered by this court in RFA No.3012 of 2003 (Angrejo Devi and others Vs. State of Haryana and others), and other connected matters, 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 learned counsel for the respondents.

I have heard learned counsel for the parties and perused the records.

In the wake of the decisions of the Hon'ble Supreme Court in Samiyathal and other Vs. 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 6956 days in filing the accompanying appeal is condoned. However, to balance the equities, for the period of delay in filing the appeal the applicants shall not be entitled to any interest on the enhanced compensation.

CM stands disposed of.

RFA No.4428 of 2016

For, concededly, the matter in issue is squarely covered by the decision rendered by this court dated 26.02.2016 in the case of Angrejo Devi and others (supra), this appeal too is disposed of in terms of the said decision. However, the appellants shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 6956 days.

19.12.2016

Manoj Bhutani

(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No