

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

105/5

**CM No.12416-CI of 2016 in/and
RFA No.4433 of 2016 (O&M)
Date of Decision : 15.11.2016.**

Dharampal and another

.....Appellant

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Kulvir Narwal, Advocate for the appellant.

ARUN PALLI, J. (Oral)

CM No.12416-CI of 2016

This is an application for condonation of delay of 1659 days in filing the accompanying appeal. All what has been urged by the learned counsel for the applicant is that the matter in issue is squarely covered by the judgement, dated 02.05.2016, rendered by this Court in RFA No.429 of 2013 (Raj Singh and others Vs. State of Haryana and another), vide which, in the appeals arising out of the same acquisition, this court had enhanced the compensation, uniformly, to Rs.19,91,300/- per acre.

Notice in the application.

Mr. Shivendra Swaroop, AAG, Haryana, present in the court, accept notice on behalf of respondents No.1 and Mr.Pritam Singh Saini, Advocate for respondent No.2.

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 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 1659 days in filing the accompanying appeal is condoned. However, for the period of delay the applicant shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

CM No.12415-CI of 2016

Allowed as prayed for.

RFA No.4433 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 *Raj Singh's case (supra)*, the present appeal is disposed of in terms of the said decision. However, the appellant shall not be entitled to interest for the period of delay in filing the appeal i.e. 1659 days.

(ARUN PALLI)
JUDGE

15.11.2016

raman/manoj

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No