

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

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RFA No.4479 of 2016(O & M)

Date of Decision:21.11.2016

Sukhbir Singh (deceased) th.LRs.and others

....appellants

Versus

Union of India and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Ram Pal Verma, Advocate
for the appellants

ARUN PALLI, J. (ORAL):

CM No.12530-CI of 2016

Application is allowed as prayed for.

CM No.12531-CI of 2016

This is an application for condonation of delay of 911 days in filing the accompanying 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 16.02.2016, rendered by this Court in **RFA No.3397 of 2014** titled “Katar Singh and others vs. State of Haryana and others”, vide which this Court had enhanced the compensation awarded to the landowners.

Notice in the application.

On the asking of the Court, Ms.Chetna Rao, Advocate accepts notice on behalf of respondent No.1 and Mr.Shivendra Swaroop, AAG Haryana, accepts notice on behalf of respondents No.2 and 3.

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 911 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.12532-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 Sukhbir Singh-appellant No.1, 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.4479 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 Katar 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.911 days.

21.11.2016

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(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No.

Whether reportable-

Yes/No