

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

212

CM No.3035-36-CI of 2016

in/and

RFA No.931 of 2016

Date of Decision:11.07.2016

Bharthu

....appellant

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.D.S.Nain, Advocate
for the appellant

ARUN PALLI, J. (ORAL):

CM No.3035-CI of 2016

Application is allowed as prayed for.

CM No.3036-CI of 2016

This is an application for condonation of delay of 370 days in filing the accompanying appeal. All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgement dated 29.07.2015, rendered by this Court in **RFA No.7214 of 2012** titled “Janardhan versus State of Haryana and another”, vide which this Court had enhanced the compensation awarded to the landowners.

Notice in the application.

On the asking of the Court, Mr.Shivendra Swaroop, AAG Haryana, present in the Court, accepts notice on behalf of 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

(2) *RCR (Civil) 437*”, delay of 370 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.

RFA No.931 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 Janardhan'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.370 days.

11.07.2016
neenu

(ARUN PALLI)
JUDGE