

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

CWP No.25924 of 2017
Date of decision: 16.11.2017

Darshan Singh

... Petitioner

Versus

Tribunal, Improvement Trust, Jalandhar and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Harsh Bunker, Advocate for the petitioner.
Mr. Sandeep Khunger, Advocate for respondents No.1 & 3.
Mr. Jagmohan Ghuman, DAG, Punjab,
for respondents No.2 & 4.

ARUN PALLI, J. (Oral)

Learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by an order and judgment, dated 26.10.2016, rendered in CWP No.1058 of 2014 [**Prem Nath and another v. Tribunal Improvement Trust, Jalandhar through its President and others**], vide which in the petitions arising out of the same acquisition, this Court had enhanced the compensation awarded to the claimant-landowners. Therefore, the petitioner, in the present lis, too shall be entitled to the same compensation.

However, it is conceded by the learned counsel for the petitioner that the impugned award, dated 25.03.2016, was rendered almost 01 year & 07 months ago by the Reference Court. And, no explanation has been rendered either to explain the delay in filing this petition. It appears that the petition at hands has possibly been filed encouraged by the decision

of this Court in Prem Nath's case (supra), vide which enhancement was awarded to the claimants.

In conspectus of the above, the petition is disposed of in terms of the decision of this Court in Prem Nath's case (supra). Needless to assert that petitioner shall also be entitled to all the statutory benefits as admissible in law. However, he shall not be entitled to any interest on the enhanced compensation for a period of one year from the date of passing of the impugned award.

November 16, 2017
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:
Whether Reportable:

YES
NO