

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

RFA No.3139 of 2016(O&M)
Date of decision: 12.07.2017

Satnam Singh and others

... Appellants

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Tarunveer Vashist, Advocate for the appellants.

ARUN PALLI J. (Oral)

CM-8636-CI-2016

This is an application seeking condonation of delay of 1822 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 order and judgment, dated 27.01.2016, rendered by this court in RFA No.3367 of 2011 [**Sadhu Ram v. State of Punjab**] and other connected matters, vide which in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the claimant/land owners to ₹ 15,95,600/- per acre.

Notice.

Mrs. Rukhsaar Sandhu, AAG, Punjab, present in court, accepts notice on behalf of the respondent.

The factual position, as set out above, is not disputed by learned State counsel.

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

In the wake of the decisions 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, the delay of 1822 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.

CM-8637-CI-2016

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed subject to all just exceptions. Consequently, the LRs of late Nirmal Singh and Smt. Dalip Kaur (appellants No.2 & 5), as depicted in paras 2 and 3 of the application, are brought on record for the purpose of pursuing the present appeal only.

CM-8638-CI-2016

Allowed as prayed for.

RFA-3139-2016

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 Sadhu Ram's case (supra), the present appeal is disposed of in the same terms. However, the appellants shall not be entitled to any interest on the enhanced compensation for the period of delay in filing the appeal i.e. 1822 days.

(Arun Palli)
Judge

July 12, 2017
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO