

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

**CM No.10701-CI of 2016 in/and
RFA No.3865 of 2016 (O&M)
Date of Decision : 13.01.2017.**

Gyaneshwar Realtors LLP

.....Appellant

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Aashish Chopra, Advocate with
Mr. Prateek Sodhi, Advocate for the appellant.

ARUN PALLI, J. (Oral)

CM No.10700-CI-2016

Allowed as prayed for.

CM No.10701-CI of 2016

This is an application for condonation of delay of 527 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 judgment, dated 20.05.2016, rendered by this court in RFA No.4475 of 2012 (Ram Chander and another Vs. State of Haryana and others) and other connected matters, vide which, in the appeals arising out of the same acquisition as regards village Basai, this court had enhanced the compensation uniformly to ₹2,50,00,000/- per acre.

Notice in the application.

Ms. Safia Gupta, AAG, Haryana, present in Court, accepts notice on behalf of the respondents.

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

records.

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, delay of 527 days in filing the accompanying appeal is condoned. However, to balance the equities, for the period of delay in filing the appeal the applicant shall not be entitled to any interest on the enhanced compensation.

CM stands disposed of.

RFA No.3865 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 *Ram Chander's case* (supra), the present appeal is disposed of in terms of the said decision. However, the appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 527 days.

13.01.2017

Manoj Bhutani

(ARUN PALLI)
JUDGE

Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No