

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RFA-4499-2016 (O&M)
Date of Decision: May 18, 2017

Uma Rani

...Appellant

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. K.L. Saini, Advocate,
for the appellant.

ARUN PALLI, J. (ORAL)

CM-12563-CI-2016:

Allowed as prayed for.

CM-12564-CI-2016:

This is an application for condonation of delay of 810 days in filing the accompanying appeal. All what has been urged by learned counsel for the applicant/appellant is that the matter in issue is squarely covered by the order and judgment, dated 24.02.2016, rendered by this Court in RFA No. 3860 of 2014 (Ajmer Singh and others v. State of Haryana and others) and other connected matters, vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the landowners.

Notice in the application.

Ms. Safia Gupta, AAG, Haryana, present in the Court, accepts notice on behalf of respondent Nos. 1 to 3. For, respondent Nos. 4 to 6 happen to be proforma respondents, their service is dispensed with.

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

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

In the wake of the decision of Hon'ble the Supreme Court in **Imrat Lal and others v. Land Acquisition Collector and others, 2015 (2) R.C.R. (Civil) 437** and **Dhiraj Singh (D) Tr. LRs v. Haryana State and others, 2015 (2) R.C.R. (Civil) 507**, delay of 810 days in filing the accompanying appeal is condoned. However, to balance the equity, the applicant/appellant shall not be entitled to any interest on the enhanced compensation, for the period of delay, i.e. 810 days in filing the appeal.

Civil miscellaneous application stands disposed of.

RFA-4499-2016:

For, learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by this Court in Ajmer Singh's case (*supra*), the present appeal is disposed of in term 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. 810 days.

(ARUN PALLI)
JUDGE

May 18, 2017
Pkapoor

Whether Speaking/Reasoned:
Whether Reportable:

YES / NO
YES / NO