

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

RFA No.4915 of 2016(O&M)
Date of decision: 12.07.2017

Sheela and others

... Appellants

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Govind Rana, Advocate for
Mr. Harkesh Manuja, Advocate for the appellants.

ARUN PALLI J. (Oral)

CM-13736-CI-2016

This is an application seeking condonation of delay of 752 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 29.02.2016, rendered by this court in RFA No.8073 of 2014 [**Phool 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 claimant/land owners.

Notice.

Mr. Shivendra Swaroop, AAG, Haryana, present in court, accepts notice on behalf of the respondent(s)-State.

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 752 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.

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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 Phool Singh'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. 752 days.

(Arun Palli)
Judge

July 12, 2017
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO