

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

RFA No.1361 of 2017(O&M)
Date of decision: 12.07.2017

Gram Panchayat Bhambhewa

... Appellant

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Ms. Savita Dhanda, Advocate for the appellant.

ARUN PALLI J. (Oral)

CM-3548-CI-2017

For the reasons set out in the application, the delay of 22 days in re-filing the accompanying appeal is condoned.

CM stands disposed of.

CM-3549-CI-2017

This is an application seeking condonation of delay of 834 days in filing the accompanying appeal.

All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by an order and judgment, dated 20.10.2015, rendered by this court in RFA No.4918 of 2013 [**Ishwar Singh and others v. State of Haryana**] 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.

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 834 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.

CM-3550-CI-2017

Allowed as prayed for.

RFA-1361-2017

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 Ishwar Singh's case (supra), the present appeal is disposed of in the same terms. However, the appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 834 days.

(Arun Palli)
Judge

July 12, 2017
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO