

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

104/A

**RFA No.153 of 2017 (O&M)
Date of Decision : 17.01.2017.**

Shamsher Singh (deceased) through his LRs.

.....Appellants

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. J.S. Chahal, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM No. 363-CI of 2017

Application is allowed as prayed for.

CM No. 360-CI of 2017

This is an application for condonation of delay of 969 days in filing the appeal.

All what has been urged by learned counsel for the applicants is that the matter in issue is squarely covered by the judgement dated 24.02.2016, rendered by this Court in **RFA No.3860 of 2014**, and other connected matters (Ajmer Singh and others versus State of Haryana and another”, vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the landowners to Rs.3610/- per square meter.

Notice.

On the asking of the Court, Mr. Shivendra Swaroop, AAG Haryana, present in the Court, accepts notice on behalf of respondents No.1 to 3.

The factual position as set out above, is not disputed by counsel for the respondents.

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

In the wake of the decision 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 969 days in filing the accompanying appeal is condoned. However, for the period of delay, the applicants shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

CM No.362-CI of 2017

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed. Consequently, leave is granted to the legal representatives of late Shamsher Singh, who is stated to have passed away on 06.09.2012, to institute and maintain this appeal.

CM stands disposed of.

CM No.361-CI of 2017 and RFA No.153 of 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 Ajmer Singh's case (*supra*), the present appeal is disposed of in terms of the said decision. However, the appellants shall not be entitled to interest for the period of delay in filing the appeal i.e. 969 days.

(ARUN PALLI)
JUDGE

January 17, 2017

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Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No