

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

RFA No.1906 of 2017(O&M)
Date of decision: 04.05.2017

Suresh Chand @ Suresh Goel and others

... Appellants

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Navmohit Singh, Advocate for the appellants.

ARUN PALLI J. (Oral)

CM-4792-CI-2017

This is an application seeking condonation of delay of 2742 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 judgment, dated 05.03.2014, rendered by this court in RFA No.5083 of 2009 [**Zora Singh v. State of Haryana and others**] and other connected matters, vide which 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 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 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 2742 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.

CM-4793-CI-2017

Allowed as prayed for.

CM-4791-CI-2017; and
RFA-1906-2017

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 Zora Singh's case (supra), the present appeal is disposed of in the same terms. However, the appellants shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 2742 days.

May 4, 2017
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:

YES/NO

Whether Reportable:

YES/NO