

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

RFA No.1913 of 2017(O&M)
Date of decision: 04.05.2017

Balwant Singh and another

... Appellants

Versus

State of Punjab and antoher

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Karan Gupta, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM-4822-CI-2017

This is an application seeking condonation of delay of 1763 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 10.02.2016, rendered by this court in RFA No.2741 of 2012 [**Gurpreet Singh v. State of Punjab and others**] and other connected cases, vide which this Court had enhanced the compensation awarded to the claimant/land owners.

Notice.

Mr. Deepak Garg, AAG, Punjab, 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 1763 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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Allowed as prayed for.

RFA-1913-2017

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 Gurpreet 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. 1763 days.

May 4, 2017
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:	YES/NO
Whether Reportable:	YES/NO