

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

RFA No.1926 of 2017(O&M)
Date of decision: 05.05.2017

Dalip Singh alias Lal Singh

... Appellant

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

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

ARUN PALLI, J. (Oral)

CM-4871-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 applicant 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. KK Gupta, Addl. AG, 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 applicant shall not be entitled to any interest on the enhanced compensation.

CM stands disposed of.

CM-4872-CI-2017

Allowed as prayed for.

RFA-1926-2017

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 appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 1763 days.

(Arun Palli)
Judge

May 5, 2017
Rajan/sonia arora

Whether speaking / reasoned:
Whether Reportable:

YES/NO
YES/NO