

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

**RFA No.2077 of 2017 (O&M)
Date of Decision:25.05.2017**

Smt. Chanderkalan and others

.... Appellant(s).

Versus

State of Haryana and others.

....Respondent(s).

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr. Govind Rana, Advocate for the appellant(s).

ARUN PALLI, J.

CM-5566-CI-2017

For the reasons set out in the application, the delay of 92 days that has occurred in re-filing the accompanying appeal is condoned.

CM stands disposed of.

CM-5567-CI-2017

This is an application for condonation of delay of 1656 days in filing the accompanying appeal. All what has been urged by the learned counsel for the applicants is that the matter in issue is squarely covered by the judgment, dated 4.2.2016, rendered by this court in RFA No.266 of 2012 [**Joginder Singh Tokash Vs. State of Haryana and others**] and other connected matters, vide which the compensation awarded to the claimant and owners was enhanced by this Court.

Notice in the application.

Ms. Safia Gupta, AAG, Haryana and Mr. Vikas P. Singh, Advocate, present in court, accept notice on behalf of respondents No.1

& 2 and respondent No.3, respectively. For respondents No. 4 to 5 being performa respondents, their service is dispensed with.

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

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

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, delay of 1656 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.

RFA No.2077 of 2017

For order, see the judgement of even date passed in **RFA No.1996 of 2017** titled “**Krishan and others Vs. State of Haryana and others**”.

May 25, 2017
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(ARUN PALLI)
JUDGE

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