IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RFA No.2120 of 2017(O&M)
Date of decision: 25.05.2017

Deepak Kumar and another

… Appellants

Versus

State of Haryana and another

… Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Lalit Pathak, Advocate for the appellants.

ARUN PALLI J. (Oral)

CM-5685-CI-2017

This is an application seeking condonation of delay of 1028 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 24.02.2016, rendered by this court in RFA No.3860 of 2014 [**Ajmer Singh and others v. State of Haryana and others**] and other connected cases, vide which in the appeals arising out of the same acquisition, this court had enhanced the compensation awarded to the land owners uniformly to ₹ 3610/- per sq. meter.

Notice.

Ms. Safia Gupta, 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

Rajan Kumar
2017.05.25 17:09
I attest to the accuracy and
integrity of this document
Chandigarh

(2) RCR (Civil) 507, the delay of 1028 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-2120-2017

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 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. 1028 days.

(Arun Palli)
Judge

May 25, 2017
Rajan

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

Rajan Kumar
2017.05.25 17:09
I attest to the accuracy and
integrity of this document
Chandigarh