

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

RFA No.2143 of 2017(O&M)
Date of decision: 26.05.2017

Baljit Singh

... Appellant

Versus

Union Territory, Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. PC Dhiman, Advocate for the appellant.

ARUN PALLI, J. (Oral)

CM-5748-CI-2017

This is an application seeking condonation of delay of 1484 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 06.10.2015, rendered by this court in RFA No.3495 of 2013 [**Vijay Kumar Bansal v. Union Territory, Chandigarh**] and other connected cases, vide which in the appeals arising out of the same acquisition, this court had enhanced the compensation awarded to the landowners.

Notice.

Mr. Suvir Sehgal, Senior Standing Counsel with Mr. Tarun Walia, Advocate accepts notice on behalf of respondent.

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

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 1484 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.

RFA-2143-2017

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 Vijay Kumar Bansal’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. 1484 days.

May 26, 2017
Rajan

(Arun Palli)
Judge

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