

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

RFA No. 2261 of 2017 (O&M)

Date of Decision:02.06.2017

Ashwani Kumar and others

.....Appellant(s)

Versus

State of Haryana and others

..... Respondent(s)

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Ashok Kumar Khubbar, Advocate
for the appellants.

ARUN PALLI, J. (Oral)

CM No.6059-CI of 2017

This is an application for condonation of delay of 1295 days
in filing the appeal.

All what has been urged by learned counsel for the applicants
is that the matter in issue is squarely covered by the judgement dated
19.01.2017, rendered by this Court in **RFA No. 3894 of 2010, titled**
“Sardool 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 while placing reliance upon another decision,
dated 05.05.2016, rendered in **RFA No. 3356 of 2010, titled “State of**
Haryana and another v. Santokh Singh and others”, had enhanced the
compensation awarded to the landowners.

Notice.

Ms. Safia Gupta, Assistant Advocate General, Haryana,

present in the 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 decision 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 1295 days in filing the accompanying appeal is condoned. However, to balance the equities, for the period of delay, the applicants shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

CM No.6058-CI of 2017 and RFA No.2261 of 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 Sardool Singh's case (Supra), the present appeal is disposed of in terms of the said decision. However, the appellants shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e.1295 days.

June 02, 2017

neenu/dharamvir

**(ARUN PALLI)
JUDGE**

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