

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

110

RFA No.314 of 2017(O & M)

Date of Decision:23.01.2017

Randhir Singh and another

....appellants

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Kulvir Narwal, Advocate
for the appellants

ARUN PALLI, J. (ORAL):

CM No.849-CI of 2017

This is an application for condonation of delay of 4705 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 25.02.2016, rendered by this Court in **RFA No.1190 of 2004**, titled “Sat Narain and others versus State of Haryana and another”, vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the landowners, uniformly, to ₹ 2,01,373/- per acre.

Notice.

On the asking of the Court, Ms.Safia Gupta, AAG Haryana, present in the Court, accepts notice on behalf respondents No.1 to 3. For, respondents No.4 to 10 are alleged to be proforma parties, their service is dispensed with.

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 4705 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.848-CI of 2017 and RFA No.314 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 Sat Narain'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.4705 days.

January 23, 2017

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(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable-

Yes/No