

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

RFA No.3866 of 2017(O&M)
Date of decision: 12.09.2017

Bharat Singh and others

... Appellants

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Bikram Chaudhary, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM-9338-CI-2017

This is an application for condonation of delay of 1592 days in filing the accompanying appeal.

At the outset, learned counsel for the applicants concedes that the explanation rendered in the application hardly constitute any sufficient cause. However, it is urged that the matter in issue is squarely covered by the judgment, dated 16.09.2015, rendered by this court in RFA No.7108 of 2012 [**Rampal and others v. Land Acquisition Collector and another**] and other connected matters, vide which in the appeals arising out of the same acquisition, this court had enhanced the compensation awarded to the claimant-landowners.

Notice.

Mr. Shivendra Swaroop, 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 (2) RCR (Civil) 507, the delay of 1592 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.

CM-9339-CI-2017; and
RFA-3866-2017

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 Rampal's case (supra), the present appeal is disposed of in the same terms. However, the appellants shall not be entitled to interest for the period of delay in filing the appeal i.e. 1592 days.

(Arun Palli)
Judge

September 12, 2017
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO