

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

RFA No. 423 of 2017 (O&M)
Date of Decision:30.01.2017

Dalip

.....Appellant(s)

Versus

State of Haryana

..... Respondent(s)

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Vijay Singh, Advocate
for the appellant.

ARUN PALLI, J. (Oral)

CM No.1144-CI of 2017

Application is allowed as prayed for.

CM No.1145-CI of 2017

This is an application for condonation of delay of 3305 days in filing the appeal.

All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgement dated 14.01.2016, rendered by this Court in **RFA No.2158 of 2015** titled “Ajit Singh and another versus State of Haryana,” and other connected matters, vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the landowners.

Notice.

On the asking of the Court, Mr. Shivendra Swaroop, AAG Haryana, present in the Court, accepts notice on behalf of the respondent.

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

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 3305 days in filing the accompanying appeal is condoned. However, to balance the equities, for the period of delay, the applicant shall not be entitled to interest on the enhanced compensation.

CM stands disposed of.

**CM No. 1143-CI of 2017 and
RFA No.423 of 2017**

For, learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by this Court in Ajit Singh's case (Supra), the present appeal is disposed of in terms of the said decision. However, the appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e.3305 days.

January 30, 2017

dharamvir

**(ARUN PALLI)
JUDGE**

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