

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

RFA No.5152 of 2017(O&M)
Date of decision: 29.11.2017

Krishna and others

... Appellants

Versus

Union of India and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vikas Lochab, Advocate for the appellants.

ARUN PALLI, J. (Oral)

CM-12872-CI-2017

This is an application seeking condonation of delay of 1256 days in filing the accompanying appeal.

Learned counsel for the applicants concedes, at the outset, that the explanation rendered in the application hardly constitutes any sufficient cause. However, it is urged that the matter in issue is squarely covered by the judgment, dated 16.02.2016, rendered by this court in RFA No.3397 of 2014 [**Katar 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 had enhanced the compensation awarded to the claimant-land owners.

Notice to the contesting respondents only.

Mr. Karminder Singh, Advocate and Ms. Safia Gupta, AAG, Haryana, present in court, accept notice on behalf of respondent No.1 and respondents No.2 & 3, respectively.

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

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 1256 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-12874-CI-2017

Allowed as prayed for.

**CM-12873-CI-2017; and
RFA-5152-2017**

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 Katar Singh's case (supra), the present appeal is disposed of in the same terms. However, the appellants shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 1256 days.

**(Arun Palli)
Judge**

November 29, 2017
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO