

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

RFA No. 817 of 2017(O&M)
Date of decision : April 26, 2017

M/s Hindustan Syringes Pvt. Ltd.

..... Appellant

Versus

The State of Haryana

..... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. Shiv Kumar, Advocate
for the appellant.

ARUN PALLI, J. (ORAL).
CM No. 2130-CI of 2017

This is an application for condonation of delay of 64 days in
refiling the accompanying appeal.

Notice in the application.

Mr. Shivendra Swaroop, AAG., Haryana accepts notice on
behalf of the respondent.

For the reasons set out in the application, that is duly supported
by an affidavit, the same is allowed. Consequently, delay of 64 days in
refiling the accompanying appeal is condoned.

C.M. stands disposed of.

CM No. 2131-CI of 2017

This is an application for condonation of delay of 2465 days in
filing the accompanying appeal.

Notice in the application.

Mr. Shivendra Swaroop, AAG., Haryana accepts notice on behalf of the respondent.

All what has been urged by learned counsel for the applicant is that the matter in issue is squarely covered by the judgment dated 10.12.2014, rendered by the Hon'ble Supreme Court in **Civil Appeal No.11042 of 2014**, titled "Satbir Singh versus State of Haryana", vide which, the compensation awarded to the landowners was uniformly enhanced to ₹175/- per square yard.

The factual position as set out above, is not disputed by 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 *Samiyathal and others versus Special Tehsildar and others*, 2015(2) RCR (Civil) 441, *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 2465 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.

C.M. stands disposed of.

RFA No. 817 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 the Hon'ble Supreme Court in **Satbir Singh's case (supra)**, the present appeal too 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.2465 days.

(ARUN PALLI)
JUDGE

April 26, 2017
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No