

103(a) CMs-12843-44-CI-2017;
RA-RF-268-CI-2017 in RFA-569-2017

-1-

Sukha Singh and others
v.
State of Haryana and others

Present: Mr. Ashwani Talwar, Advocate for applicant-appellants.
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CM-12843-CI-2017

This is an application seeking condonation of delay of 169 days in filing the review application.

Notice.

Ms. Safia Gupta, AAG, Haryana and Mr. Vishal Garg, Advocate, present in court, accepts notice on behalf of respondents No.1 & 2 and respondents No.3 & 4, respectively.

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed. Consequently, the delay that has occurred in filing the review application is condoned.

CM-12844-CI-2017

Allowed as prayed for.

RA-RF-268-CI-2017

Learned counsel for the applicants submits that the appeal filed by the applicant-land owners was disposed of vide order and judgment dated 05.05.2017 in terms of the decision of this Court dated 03.03.2016, rendered in RFA No.2963 of 2015 [**Haryana State Industrial and Infrastructure Development Corporation Limited through its Managing Director and another v. Mangal Singh and others**] and other connected cases, vide which in the appeals arising out of the same acquisition, the compensation awarded to the landowners was enhanced to ₹ 1013/- per sq. yard. It is urged that subsequently in a review application moved by the claimant-land owners in Mangal Singh's case (supra), this Court vide order dated 26.09.2017, rendered in RA-RF-122-CI-2017 in RFA-978-2015 [**Siri chand**

v. State of Haryana and others] reviewed its earlier order and re-determined the value of the acquired land to ₹ 1051/- per sq. yard instead of ₹ 1013/- per sq. yard.

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

Accordingly, the applications are allowed. Consequently, the order dated 05.05.2017 is modified to the extent that the applicant-claimants shall be entitled to compensation @ ₹ 1051/- per sq. yard in terms of the decision of this Court in Siri Chand's case (supra).

(Arun Palli)
Judge

November 30, 2017
Rajan