

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

FAO-368-1990(O&M)

Date of decision : 08.02.2018

Union of India and another

..... Appellants

versus

Dev Kaur and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Vivek Singla, Advocate
for the appellants.

AJAY TEWARI, J. (Oral)

Learned counsel for the appellants has argued that the Constitution Bench in Union of India v. Chajju Ram(Dead) by LRs and others, 2003(5)SCC 568, has unequivocally held that under the Requisitioning and Acquisition of Immovable Property Act, 1952 there is no provision for payment of interest. However, when I pointed out to him that in that case their lordships had not allowed recovery on the ground that amounts were inconsequential and had been paid a long time ago, he has fairly accepted that that position exists in this case also and has been noticed in the order dated 19.11.1992.

In this view of the matter, this appeal is dismissed.

**(AJAY TEWARI)
JUDGE**

February 08, 2018

sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No