

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

377

FAO No.79 of 1996 (O&M)
Date of Decision : 20.03.2018

Union of India and anr.

..... Appellants

Versus

Chhajju Ram & anr.

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sudhir Nar, Advocate
for the appellants.

None for the respondents.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the award of the Arbitrator enhancing compensation for the acquisition of land at Village Mamoon, Tehsil Pathankot.

The brief facts of the case are that the land was acquired by a notification dated 09.03.1970. Since no arbitrator was appointed the respondents filed the writ petitions in this Court for appointment of arbitrator. Ultimately after almost a quarter century the arbitrator was appointed who gave his award.

The only argument of the learned counsel for the appellants- UOI is that solatium and interest could not have been awarded. In *Union of India Vs. Hari Krishan Khosla, 1993 AIR (SCW) 105*, the Supreme Court had held that where no arbitrator was appointed for 16 years solatium and interest could and was awarded. In the present case also as noticed above the arbitrator was appointed after 24 years.

In the circumstances, no fault can be found with the award.

Appeal stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

20.03.2018

Pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No