

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

Date of Decision : 11.12.2018

FAO-2085-2017 (O&M)

Union of India and another

..... Appellants

Versus

Baljinder Singh and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

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Present: Mr. Ish Puneet Singh, Advocate  
for the appellant/NHAI/Union of India.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Satbir Rathore, Advocate  
for the respondents.

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**AJAY TEWARI, J. (Oral)**

**CM-6978-CII-2017**

This is an application for condonation of delay of 53 days in filing the appeal.

For the reasons recorded, the application is allowed. Delay of 53 days in filing the appeal is condoned.

**Main case**

This appeal has been filed by the Union of India against order dated 3.10.2016 passed by ADJ, Jalandhar whereby objections filed under Section 34 of the Arbitration and Conciliation Act, 1996 ( for short 'the Act') was dismissed.

In the present case the land was acquired for widening and four laning of Jalandhar-Pathankot Section of National Highway No.-1A in village Chak Ala Baksh, Tehsil Mukerian, District Hoshiarpur. It has been agreed between the parties that as regards valuation of the land and statutory benefits under Section 23(2) and 28 of the Land Acquisition Act, 1894 is concerned the present appeal would be covered by the principles laid down in the judgment of this Court in ***FAO-4361-2016*** titled ***M/s Mukerian Papers Ltd. and another vs. Union of India and others*** decided on 26.9.2016. The only point of dispute is the award of 10% for ease money, Rs.4.80 lakhs for loss of business and Rs.50,000/- for loss of rent.

Counsel for the claimant has stated that he would have no objection if these amounts are omitted. In the circumstances, the present case is disposed of in terms of ***FAO No.4361 of 2016*** except that amount of 10% for ease money, Rs.4.80 lakhs for loss of business and Rs.50,000/- for loss of rent would be deducted.

The present appeal stands disposed of in above terms.

Since the main case has been decided, C.M, if any, also stands disposed of.

**11.12.2018**  
*anuradha*

**( AJAY TEWARI )**  
**JUDGE**

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | - | Yes/No |
| Whether reportable        | - | Yes/No |