

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RFA-1623-2019 (O&M)

Date of decision: 25.11.2019

Kiran Lata & others

....Appellants

Versus

State of Haryana & others

....Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr.Gopal Sharma, Advocate, for the appellants.

Ms.Vibha Tewari, AAG, Haryana.

G.S. SANDHAWALIA, J. (Oral)

CM-3989-CI-2019

Application for condonation of delay of 2946 days in filing the present appeal is allowed, keeping in view the law laid down in the judgments of the Apex Court passed in **Imrat Lal and others vs. Land Acquisition Collector and others, 2014 (14) SCC 133** and **Dhiraj Singh (D) through L.Rs. and others vs. Haryana State and others, 2014 (14) SCC 127** and in view of the averments made in the application, duly supported by affidavit. Delay of 2946 days in filing the present appeal is condoned. Condition is put that the appellants shall not be entitled for the benefit of interest for the said period on the enhanced compensation.

CM stands disposed of.

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The present appeal, filed under Section 54 of the Land Acquisition Act, 1894, arises out of the award of the Reference Court, Jhajjar dated 24.03.2009. The land is stated to be situated in Village Kassar, Tehsil Bahadurgarh District Jhajjar and was acquired vide notification dated 24.01.2001.

This Court in RFA-3787-2009 titled *Gaje Singh & others Vs.*

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State of Haryana & another, decided on 06.11.2015, fixed the market value as under:

“32. To sum, the landowners are held entitled to compensation as under:

(i) For the land acquired for development as Sectors 16, 18 and 18-A ₹ 18,30,000/- per acre upto the depth of two acres from main road ₹ 13,70,000/- per acre for rest of the land.

(ii) For the land acquired for development as Sector 17 ₹ 14,60,000/- per acre upto the depth of two acres from main road & ₹ 11,00,000/- per acre for rest of the land.

33. The appeals filed by the landowners are allowed in the manner indicated above, whereas the appeals filed by HSIIDC are dismissed.”

Counsel for the appellants has stated that the appeals, filed by both the sides, against the same have been dismissed by the Apex Court and the above-said amounts have been maintained. Resultantly, the present appeal is also disposed of, in the above-said terms. However, the landowners shall not be entitled to interest for the period delay of 2946 days in filing the present appeal on the enhanced compensation.

25.11.2019
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No