

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

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**CR-7920 of 2019 (O&M)  
Date of decision: 13.12.2022**

**Ram Phal Deceased through LRs and others** **..Petitioners**

**Versus**

**State of Haryana and others** **..Respondents**

**CR-7953 of 2019 (O&M)**

**Bhunda (deceased) through LRs and others** **..Petitioners**

**Versus**

**State of Haryana and others** **..Respondents**

**CR-154 of 2020 (O&M)**

**Naresh Kumar and others** **..Petitioners**

**Versus**

**State of Haryana and others** **..Respondents**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Arun Kumar Singal, Advocate  
for the petitioners.

Mr. Jaspal Singh Pannu, AAG, Haryana  
Mr. Harsh Vardhan, AAG, Haryana

Mr. Pritam Singh Saini, Advocate,  
for the HSIIDC.

**ANIL KSHETARPAL, J(Oral)**

The dispute is with regard to the payment of interest on the component of solatium payable under Section 23 (2) of the Land Acquisition Act, 1894 (hereinafter referred to as 'the 1894 Act').

Admittedly, while enhancing the market value, the High Court has held that the landowners shall be entitled to all the statutory benefits available under the 1894 Act. In **Gurpreet Singh vs. Union of India (2006)**

8 SCC 457, a five Judges Bench held that the interest on the amount of solatium shall be payable from the date of the judgment passed in Sunder vs. Union of Inda (2001) 7 SCC 211. It has been held that unless the interest on the component of solatium is payable in the judgment prior to the date of the judgment passed in Sunder's case (supra), the interest shall be only payable from the date of the judgment passed in Sunder's case (supra). Recently, the Supreme Court in Tamil Nadu Housing Board vs. Abdul Salam Sarkar and others, 2021 (1) R.C.R.(Civil) 668, has reiterated the aforesaid opinion. In this case, the landowners have already been held entitled interest on the component of solatium from the date of Sunder's judgment (supra).

Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

December 13, 2022

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(ANIL KSHETARPAL)  
JUDGE

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