

2025:PHHC:104125



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

**CM-4911-CI-2023 in/and
RFA-1756-2023
DECIDED ON:-11.08.2025**

Kishan Lal

....Appellant..

VS.

State of Haryana and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Suvir Tandon, Advocate,
for the appellant.

Mr. Abhinash Jain, DAG, Haryana,
for respondents-State.

Mr. Pritam Singh Saini, Advocate,
for respondent No.3.

HARKESH MANUJA J.

CM-4911-CI-2023

1. This is an application for condoning the delay of 1694 days in filing the appeal.
2. Upon notice, reply on behalf of respondent No.3 has already been filed and *inter alia* prayer is for dismissal of the application.
3. I have heard learned counsel for the parties and gone through the contents of the application, which has been supported by an affidavit of Kishan Lal-appellant.
4. Concededly, the other similarly situated land owners pertaining to

the same acquisition proceedings have already been held entitled for the enhanced amount of compensation pertaining to village Malpura, District Rewari vide judgment dated 23.08.2023 passed by the Hon'ble Supreme Court in Civil Appeal arising out of SLP No.4487 of 2022 titled as ***“Besco Limited vs. State of Haryana and others”***.

5. Based thereupon, besides applying the principle of parity, the land owner/applicant being similarly situated, is entitled for grant of similar amount of compensation, however, without any payment of interest for the period he failed to approach this Court after the decision in the reference Court. In this regard reliance can be placed upon the decision of Hon'ble Supreme Court in case of **Ningappa Thotappa Angadi (Dead) through LR Vs. Special Land Acquisition Officer and Another, 2020 (19) SCC 599**.

In view of the discussion made hereinabove, the application is allowed and delay of 1694 days in filing the appeal is hereby condoned.

CM-2896-CI-2024

Application for preponing the hearing of the main petition to the earliest possible date is dismissed as having been rendered infructuous.

Main Appeal

1. Learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by the Hon'ble Supreme Court in case ***Besco Limited's*** case (supra), decided on 23.08.2023, wherein also the land situated in the same revenue estate of Village Malpura, District Rewari was acquired vide notification dated 13.05.2010, issued under Section 4 of the Land Acquisition Act, 1894, and for the same purpose.

Relevant para 18 of the **Besco Limited's** case (supra) is reproduced hereunder:-

“18. Hence, for the above reasons and discussion we allow the appeals in part and determine the market value at Rs1,49,14,975/- per acre for the acquired lands with standard statutory benefits. Appeals allowed in part. No order as to costs.”

2. Accordingly, the present appeal is disposed of in terms of the said decision and the appellant is held entitled for similar market value @ Rs.1,49,14,975/- per acre along with all statutory benefits and interest available under the provisions of amended Land Acquisition Act, 1984. However, the appellant shall not be entitled to interest on the enhanced compensation for the period of delay in filing the appeal i.e. 1694 days.

3. Pending application, if any, also stands disposed of.

11.08.2025

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/ No