

2025:PHHC:137984



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

**RFA-1307-2023 (O&M)  
Decided on:-30.09.2025**

Budh Singh @ Budh Ram

....Appellant..

vs.

State of Haryana thr. Collector Rohtak  
and others

....Respondents.

**CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

Present: Mr. Sudhir Hooda, Advocate for the appellant.

Mr. Abhinash Jain, DAG, Haryana.

\*\*\*\*\*

**HARKESH MANUJA J. (Oral)**

**CM-3593-CI-2023**

1. This is an application for condoning the delay of 3763 days in filing the appeal.
2. Notice of the application.
3. Mr. Abhinash Jain, DAG, Haryana, accepts notice on behalf of respondents No.1 and 2 and waives filing of reply to the application, however, pray for dismissal of the application.
4. I have heard learned counsel for the parties and gone through the contents of the application.
5. 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 Bohar, Tehsil and District Rohtak vide judgment dated 01.09.2014 passed by this Court in a bunch of appeals with lead case bearing RFA-2250-2011 (O&M), titled as ***“Risal Singh v. State of Haryana and another”***.
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 LRs 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 3763 days in filing the appeal is hereby condoned.

**RFA-1307-2023 (O&M)**

1. Learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the decision rendered by this Court in **Risal Singh's** case (supra), decided on 01.09.2014, wherein also the land situated in the same revenue estate of Village Bohar, Tehsil and District Rohtak was acquired vide notifications dated 01.01.2002 and 18.12.2002, issued under Sections 4 & 6 respectively of the Land Acquisition Act, 1894, and for the same purpose i.e. for development and utilization of Road and Sectors 2, 3, 4, 5 and 6, Rohtak. Relevant para of **Risal Singh's** case (supra) is reproduced hereunder:-

*“For the foregoing reasons, the landowners, whose land is abutting the main road are held entitled to compensation @ Rs.18,31,500/- per acre upto the depth of two acres and for the remaining land, the landowners are held entitled to compensation @ Rs.15,00,000/- per acre. The landowners shall also be entitled to all statutory benefits available to them under the Act.*

*The appeals stand disposed of.”*

2. Accordingly, the present appeal is disposed of in terms of the said decision and the appellant is held entitled for similar market value 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. 3763 days.

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

30.09.2025

sonika

Whether speaking/reasoned:  
Whether reportable:

Yes/No  
Yes/ No

**(HARKESH MANUJA)**  
**JUDGE**