

has disapproved the judgments given by the Karnataka High Court wherein in the land acquisition matters delay had been condoned on the condition that claimants shall be deprived of the interest for the period of delay. This Court has settled the law that passing any conditional order to condone the delay is not permissible.

Prima facie, we are of the view that as there was a delay of 958 days in filing the cross objections which had been condoned by the High Court without making any reference to the minimum requirement prescribed under Section 5 of the Limitation Act, depriving the claimants of the interest for the said period, the matter requires examination.

Delay condoned.

Leave granted. There shall be Stay of further payment.

List the appeal for final hearing after four weeks alongwith all other connected matters. As it raises a pure question of law, no additional documents are required to be filed.

| (O.P. SHARMA)
| Court Master

| (M.S. NEGI)
| Court Master

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