

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

VARINDER SINGH
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Punjab & Haryana High Court at
Chandigarh

CWP No. 12440 of 2015 (O&M)

Beant Singh

..... Petitioner

vs

Superintending Canal Officer and others

..... Respondents

Present Mr. Ajay Pal Singh Rehan, Advocate, for the petitioner.

Rajesh Bindal, J.

The only grievance of the petitioner is that though he has filed appeal along with the prayer for stay against the order dated 18.5.2015 passed by the Divisional Canal Officer, Amritsar, but the same was not fixed either for considering the prayer for interim stay or the main appeal. On the other side, the Divisional Canal Officer is seeking to execute the order passed. The submission is that in case the order is executed, the prayer for interim stay will be rendered infructuous.

After hearing learned counsel for the petitioner and without opining on the merit of the controversy, the present petition is disposed of with a direction to respondent no. 1 to take up the prayer of the petitioner for interim stay within a period of one month from the date of receipt of copy of the order and dispose of the same. Till such time the prayer for stay is disposed of, the operation of order dated 18.5.2015 passed by the Divisional Canal Officer, Amritsar, shall remain stayed. It is made clear that respondent no. 1 shall not be influenced by the interim stay granted by this Court. He shall consider the prayer of the petitioner for stay on its own merits.

16.6.2015

vs

**(Rajesh Bindal)
Judge**