

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

LPA No. 390 of 2015
Date of decision: March 12, 2015

Darshan Singh

..... Appellant

Versus

Superintending, Canal Officer, Sarhind Canal Circle, Ludhiana
and ors.

.... Respondents

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**CORAM:HON'BLE MR. JUSTICE SATISH KUMAR MITTAL
HON'BLE MR.JUSTICE HARINDER SINGH SIDHU**

Present: Mr. R.S. Budhwar, Advocate
for the appellant.

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SATISH KUMAR MITTAL, J.(Oral)

This Intra Court Appeal under Clause X of the Letters Patent has been filed against the order dated 12.01.2015 passed by learned Single Judge in CWP No. 20914 of 2013 , whereby the writ petition filed by the appellant challenging the order dated 18.07.2013 passed by Superintending Canal Officer has been dismissed by observing that there is no infirmity in the order passed by the Superintending Canal Officer.

We neither find any jurisdictional error or any violation of principles of natural justice in the impugned order. However, learned counsel for the appellant has argued that the appellant has only two acres of land and there is dire need to shift the outlet from 25850/L Kingwa to 29766/L Kingwa without which, it is not possible for him to irrigate his land. His grouse is that his case may be looked into by the Chief Canal Officer.

We do not find any infirmity in the impugned order but in the interest of justice, we permit the appellant to make a representation by annexing all requisite documents to the Chief Canal Officer, who is appropriate authority, under the Northern India Canal and Drainage Act, 1873 to look into the grouse of the appellant.

Disposed of accordingly.

**(SATISH KUMAR MITTAL)
JUDGE**

**(HARINDER SINGH SIDHU)
JUDGE**

12.03.2015
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