

CWP-7014-2016

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

CWP-7014-2016

Date of Decision: 12.04.2016

Jatinder Pal Singh and others

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

- 1) Whether Reporters of the local papers may be allowed to see the judgment ?.
- 2) To be referred to the Reporters or not ?.
- 3) Whether the judgment should be reported in the Digest ?

Present: Mr. A.D.S.Jattana, Advocate,
for the petitioners.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent No.3 to immediately demarcate the land belonging to the petitioners which had been allegedly encroached upon by the Arniwala Minor.

Learned counsel for the petitioner contends that the said Arniwala Minor is now being re-constructed and the same be re-constructed at its proper place after demarcation. The petitioners have already moved representations to the Deputy Commissioner, Superintending Canal Officer, Divisional Canal Officer and Tehsildar

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concerned. He contends that he will move application to the Secretary, Department of Irrigation, Punjab for redressal of grievance of the petitioner.

Having heard learned counsel for the petitioners and after perusing the paper-book, however, without commenting on merits of the case, instant petition is disposed of, without issuing notice to the respondents, with a direction that in case the petitioners move application/representation before the Secretary, Department of Irrigation, in addition to the application/representation (Annexure P-6) already moved, the same will be looked into in all aspects including area left for the minor, which is sought to be reconstructed. Before construction of the minor, proper demarcation shall be carried out. If the petitioners move such application/representation, the Secretary, Department of Irrigation shall decide the same by passing a speaking order within three months from the date of receipt of copy of this order and copy of the order so passed shall be communicated to the petitioners. The other concerned authorities shall also redress the grievance of the petitioners as mentioned in application/representation (Annexure P-6) in the same period.

Disposed of in the aforementioned terms.

12.04.2016

parveen kumar

(Paramjeet Singh Dhaliwal)
Judge