

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

CWP No.12336 of 2016
Date of decision : 22.05.2017

Biaso Devi and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. D.S. Kahlon, Advocate for the petitioners.

Mr. T.N. Sarup, Addl. A.G. Punjab.

AMIT RAWAL, J. (Oral)

Prayer in the present writ petition is as follows:-

“For issuance of a writ in the nature of mandamus for directing the respondent Nos.2 to 4 to made the drain adjoining to the canal made by the respondent Nos.2 and 3 for shahpur Kandi Hyddle Channel, Shahpur Kandi Dam Project Pathankot, as due to the start of work for making the above said barrage canal the water of the nearby village gather around the village of the petitioners and caused damaged to the villager and their property or also raining water enter into the houses of the villagers due to non establishment of the drain adjoining to the canal by the respondents, which caused to huge loss to the petitioners and their villagers.

Further seeking the issuance of the writ in the nature of mandamus for issuing specific directions to the

respondent Nos.2 to 4 to immediately made the drain adjoining to the canal made by the respondent No.2 and 3, which is also clearly violation of the provisions of land Acquisition Act, and Rehabilitation and Resettlement Scheme, 2013, which are till today not provided to the petitioners, otherwise irreparable loss would be cause to the petitioners.”

Mr. T.N. Sarup, Addl. A.G. Punjab on instructions from Mr. Janak Raj Dogra, XEN, submits that grievance of the petitioners has been vindicated as there is already been sanction for converting the temporary drain into pucca drain and same shall be constructed within short time.

Keeping in view of aforementioned observations, I dispose of the present writ petition with direction to respondent(s) to construct pucca drain within a period of six months from the date of receipt of certified copy of the order.

In view of the aforementioned, present writ petition is disposed of.

22.05.2017

Pawan

**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No