

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

**C.W.P. No.15351 of 2017
Date of Decision:17.07.2017**

Rajan Dhoda and others Petitioners

Vs.

State of Haryana and othes Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. J.S. Thind, Advocate for the petitioners.

Rakesh Kumar Jain, J. (Oral)

This petition is filed by the residents of Village Sekhu Khera, Tehsil Ellenabad, District Sirsa for seeking direction to the respondents much less respondent No.4 for seeking a temporary Rice Shoot at Ghaggar River led from WJC (Sirsa Branch Area) and Ghaggar River led from Southern North Ghaggar Canal (SGC and NGC) to their fields for irrigation for kharif crop from the period 15.07.2017 to September, 2017 in terms of the policy of Rice Shoots dated 23.06.2016.

Counsel for the petitioners has submitted that Rice Shoot is the allowance of extra water, i.e. above the water normally provided for the purpose of cultivation of rice plant for which the respondent – government has framed a policy. It is submitted that as per the policy, if an application is filed by the farmer for the purpose of seeking Rice Shoot then the said application shall be scrutinised by the Regional Plant Officer in accordance with the policy of the particular year. He has further submitted that if the Regional Plant Officer refuses to allow the application then the aggrieved person can challenge his decision before the Divisional Canal

Officer by filing an appeal as provided in the policy. It is further submitted that although the petitioners have already filed an application on 29.05.2017 yet respondent No.4 has not taken any decision in this regard. Prayer is thus made for a direction to respondent No.4 to take a decision on their application in terms of the policy dated 23.06.2016.

I have heard learned counsel for the petitioners and further taking into consideration the facts and circumstances as narrated by him during the course of hearing, the present petition is hereby disposed of with a direction to respondent No.4 to decide the application of the petitioners in respect of Rice Shoot in terms of the policy dated 23.06.2016 within a period of 15 days from the date of receipt of certified copy of this order.

Copy of the order be given dasti on payment of usual charges.

July 17, 2017
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No