

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.15981 of 2017.

Date of Decision: July 24, 2017

Gram Panchayat village Darapur

.....Petitioner

versus

Deputy Commissioner, Hoshiarpur and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Aditya Dassaur, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner-Gram Panchayat and respondent No.4 are at logger heads over the raising of construction of drain for the disposal of sewer and dirty water of their village. While respondent No.4 has secured an order from the B.D.P.O. Bhunga directing the Gram Panchayat to construct the drain, the petitioner-Gram Panchayat does not want to do so as according to it, there is a pond which is meant for disposal of sewer and other dirty water of the village. The petitioner-Gram Panchayat being aggrieved by the order of B.D.P.O., has also represented to the Deputy Commissioner, Hoshiarpur (P-11).

Having heard learned counsel for the petitioner-Gram Panchyat, it appears to us that whether or not the drain is required to be constructed is an issue, to be resolved by the District Administration keeping in view the need base requirements. We thus dispose of this writ petition without expressing any views on merits, with a direction to the Deputy Commissioner, Hoshiarpur to seek a fact-finding report from the Civil Engineers, preferably from the Public Health Department and

thereafter take a final decision as to whether or not there is any need for construction of a drain.

Let an appropriate decision in this regard be taken within a period of one month from the date of receiving a certified copy of this order.

[SURYA KANT]
JUDGE

July 24, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No