

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CWP No.4810 of 2014(O&M)
Date of decision : July 25, 2017

Ranjit Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Kuldeep Singh , Advocate
for the petitioner.

Ms. Tanisha Peshawaria, DAG., Haryana.

RAKESH KUMAR JAIN, J (oral).

This petition is filed for issuance of a direction to the respondents to provide/lay down the hume pipe culvert on Malkheri to Guhna Road in Murraba/khasra No.42, Killa No.2 situated within the revenue estate of village Malkheri for smooth flow of the water, collected especially during rainy season.

During the course of hearing, counsel for the petitioner has submitted that the respondents themselves have provided for laying down twelve 2' diameter Hume Pipe Culverts and two 5' Span Slab type Culverts.

On the last date of hearing i.e. on 6.7.2017 following order was passed:-

“Learned counsel for the petitioner has submitted that there has been a provision of construction of 2 feet diameter hume pipe culverts (12 in number) but at the spot there are 9 such hume pipe culverts. On the other hand, R.S. Dalal, J.E. has stated that all the 12 hume pipe culverts have been provided. The respondents are thus directed to file an affidavit with the photograph of all the 12 hume pipe culverts for the perusal of the Court.

Adjourned to 25.7.2017.”

Pursuant to the aforesaid order, the respondents have filed an affidavit of Kuldeep Chand, Executive Engineer, Provl. Divn.No.-1, PWD B&R, Kaithal along with photographs of 10 Hume Pipe Culverts having been laid down.

Learned counsel for the State has submitted that other 2 Hume Pipe Culverts and 5' span slab type Culverts (2 in number) would also be laid down but there is some tension created by the villagers because of which they are unable to construct the same. She has submitted that a direction may be issued to the Superintendent of Police, Kaithal to provide police protection to the office of PWD B&R for the said purpose.

After hearing learned counsel for the parties and taking into consideration the aforesaid facts and circumstances, the present petition is disposed of with the observations that out of 12 Hume Pipe Culverts, 10 Hume Pipe Culverts have already been laid down and 2 more hume pipe and 2 more 5' span slab type Culverts shall be laid down within a period of three months from the date of receipt of a certified copy of this order and if need be, the Superintendent of Police, Kaithal shall provide police protection to the officers/workers of PWD B&R.

(RAKESH KUMAR JAIN)
JUDGE

July 25, 2017
archana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No