

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP No.28234 of 2017
Date of Decision: 13.12.2017

Phool Kumar

. . . . Petitioner

Vs.

Ld. Superintending Canal Officer and others

. . . .Respondents

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

Present: Mr.Sherry K. Singla, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J.

The petitioner has challenged the order dated 24.6.2017 passed by the Sub Divisional Canal Officer, Saraswati Water Service, Sub Division, Kaithal, by which he has ordered for restoration of the temporary water course for a period of six months after inspecting the site himself on 31.5.2017 as it was found, at the spot, that the watercourse was demolished, resulting into stoppage of irrigation, order dated 31.07.2017 passed by the Divisional Canal Officer, Kaithal Water Service Division, Kaithal by which order of the Sub Divisional Canal Officer dated 24.6.2017 was upheld and the order dated 15.9.2017 passed by the Superintending Canal Officer, Bhakra Water Services Circle, Kaithal by which further appeal filed by the petitioner was dismissed, upholding the earlier two orders.

Although, learned counsel for the petitioner has vehemently argued that there is another water-course but it has been found, as a matter of fact, on inspection by the Sub Divisional Canal Officer, that there was a

running water-course which was dismantled by the petitioner, and therefore, it has been restored for a period of six months.

In view of the above, I do not find any illegality in the concurrent finding of fact recorded by all the Canal authorities against the petitioner and hence, the present petition is hereby dismissed.

13.12.2017
Vivek

(RAKESH KUMAR JAIN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>