

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.18153 of 2018

Date of Decision: 25.07.2018

Jagdish Singh and others

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Mohan Singh Puri, Advocate,
for the petitioners.

RAJIV NARAIN RAINA, J.(Oral)

It is alleged that after the acquisition of land for HSIIDC there is flooding in the area of the residence of the petitioners which is causing nuisance. It is argued that it is the responsibility of HSIIDC to take care of the situation. If this is so the petitioners have remedy under Section 133 Cr.P.C. before the District Magistrate for conditional removal of nuisance.

The disputed questions of fact can more appropriately be decided by the person on the spot i.e. the District Magistrate or the Additional District Magistrate who can make a visit to the spot and pass appropriate orders.

Dismissed with the aforesaid liberty.

**(RAJIV NARAIN RAINA)
JUDGE**

25.07.2018

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No