

CWP-2888-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-2888-2018

Date of Decision: December 11, 2018

Karnail Singh

...Petitioner

Versus

The Superintending Canal Officer, Ferozepur & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Ranbir Singh Sekhon, Advocate,
for the petitioner.

Mr. Charanpreet Singh, Asstt. A.G., Punjab
for respondents No.1 to 3.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court praying for issuance of a writ in the nature of mandamus directing official respondents to give effect to the order dated 09.09.2014 (Annexure P-1) passed by the Divisional Canal Officer, Hari Ke Canal Division, Canal Colony Ferozepur, Tehsil and District Ferozepur.

Upon notice having been issued to the respondents, reply has been filed by respondents No.1 and 2, according to which, the order dated 09.09.2014 (Annexure P-1) has not been given effect to because of the pendency of the appeal preferred by the private respondents No.4 to 17.

Counsel for the State, on instructions from Shri Gurpreet Singh, Zildar, informs the Court that there is no stay granted by the Appellate Authority i.e. Superintending Canal Officer, Ferozepur Canal Division,

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Ferozepur.

If that be so, when there is no stay order passed by the Appellant Authority, the order dated 09.09.2014 (Annexure P-1) passed by the Divisional Canal Officer, Hari Ke Canal Division, Canal Colony Ferozepur, Tehsil and District Ferozepur – respondent No.2 may be implemented.

The present writ petition is disposed of with above observation.

(AUGUSTINE GEORGE MASIH)
JUDGE

December 11, 2018
Harish

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