

C.W.P. No. 5184 of 2018

(1)

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

C.W.P. No. 5184 of 2018

DATE OF DECISION:27.03.2018

Beant Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

**BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY**

Present:- Mr. Manoj Kaushik, Advocate  
for the petitioner.

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**DAYA CHAUDHARY, J.**

The grievance of the petitioner in the present petition is that because of inaction on the part of the respondent-authorities, even after passing of about three years from the date of passing of order i.e. 30.6.2015 and inspite of official communication between the parties, watercourse of the petitioner was not restored.

Learned counsel for the petitioner contends that the petitioner has a legal right under Section 30-F of Northern India Canal and Drainage Act, 1873 for restoration of his water course so that his fields could be irrigated but inspite of making representation on 4.10.2017, no action has been taken thereupon so far. Learned counsel also contends that a demarcation report has also been called but still no action has been taken.

The petitioner would be satisfied in case directions are issued by this Court

to decide his pending representation dated 4.10.2017 (Annexure P-4) within

some stipulated period.

Keeping in view the limited prayer of the petitioner and without saying anything on the merits of the case, the present petition is disposed of with a direction to respondent No.2 to take action on the representation of the petitioner dated 4.10.2017 (Annexure P-4) in accordance with law within a period of four weeks from the date of receipt of a certified copy of the order. In case the presence of the petitioner is required for any clarification or otherwise, he be given an opportunity of hearing.

Disposed of with the aforesaid direction.

March 27, 2018  
pooja

**(DAYA CHAUDHARY)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
No