

(112) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No.1675 of 2017 (O&M)
in CWP No.17685 of 2017
Date of decision: 21.02.2018

Shamsher Singh and another

..... Appellants

Versus

Chief Canal Officer and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL.
HON'BLE MR. JUSTICE B.S. WALIA.

Present: Mr. R.N. Lohan, Advocate for the appellants.

Rajesh Bindal, J.

Order passed by the learned Single Judge dated 10.08.2017 dismissing the writ petition has been impugned by filing the present intra-court appeal.

The dispute pertains to shifting of a water-course. The issue had been considered by the authorities under the Haryana Canal and Drainage Act, 1974. The appellants requested for shifting of the water-course which was already approved and running for a long time and had even been lined by the State. Only issue sought to be raised is of overflowing the lined water-course that has been dealt by the authorities and the order upheld by the learned Single Judge opining that overflowing of the water-course may be due to withdrawal of excess water. That cannot be said

to be a good ground to change the water-course which is already approved and is being used by the parties for a long time.

For the reasons mentioned above, we do not find any error in the order passed by the learned Single Judge.

The present appeal is, accordingly, dismissed.

(Rajesh Bindal)
Judge

(B.S. Walia)
Judge

21.02.2018
amit

1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No.