

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

LPA No.1368 of 2018
DATE OF DECISION:17.11.2018

Dara Singh

...Appellant

Vs.

State of Haryana & others

...Respondents

**CORAM:- HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE LALIT BATRA**

Present: Mr. Bikram Chaudhary, Advocate
for the appellant.

MAHESH GROVER, J. (Oral)

The dispute centres around the availability of a water course.

Learned Single Judge with reference to the site plan relied upon by both the parties to the dispute concluded that the dismantled water course 'AB' between the land of the appellant and the respondents was the only way, the respondents could have access the irrigation facility. We have also perused the site plan and have no hesitation to concur with the findings of learned Single Judge. No illegality has been shown in the process. Consequently, we do not find it to be a fit case to exercise the correctional jurisdiction.

Besides, the appeal is barred by an inordinate delay of 539 days in re-filing and 10 days in filing. However, considering reasons

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given in the applications explaining the lapse, we accept the applications for condonation of delay but decline interference in the appeal on merits.

Dismissed.

(MAHESH GROVER)
JUDGE

17.11.2018
rimpal

(LALIT BATRA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No