

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

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CWP-3063-2019

Date of decision: 27.05.2019

AMRIK SINGH AND OTHERS

...PETITIONERS

VS.

SUPERINTENDING CANAL OFFICER AND OTHERS

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Jasmail Singh Brar, Advocate,
for the petitioners.

Mr. Charanpreet Singh, AAG, Punjab,
for the State.

Mr. Judgepreet Singh Warring, Advocate,
for respondents No. 3 and 4.

AUGUSTINE GEORGE MASIH, J. (ORAL)

During the course of hearing, it has been stated by the counsel for respondents No. 3 and 4 that the said respondents have no objection if the cases are remanded back to the Superintending Canal Officer for fresh decision on merits.

Counsel for the petitioners also does not have any objection to the prayer made by the counsel for respondents No. 3 and 4.

In view of the above, the present writ petition is allowed. Order dated 02.01.2019 (Annexure P-5) passed by the Superintending Canal Officer, Ferozepur Canal Circle, Ferozepur, District Ferozepur-respondent No. 1 is, hereby, set aside. The matter is remanded back to the said authority for fresh decision on merits.

Parties are directed to appear before the Superintending Canal Officer, Ferozepur Canal Circle, Ferozepur-respondent No. 1 on 19.06.2019, who shall, thereafter, proceed to decide the appeal i.e. Case No. 7293 dated 02.01.2019 within a period of one month from the said date by passing a well reasoned speaking order.

May 27, 2019

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable : Yes/No