

**C.M. NO.18669 CWP OF 2019 &
CIVIL WRIT PETITION NO.15262 OF 2019**

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

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**C.M. NO.18669 CWP OF 2019 &
CIVIL WRIT PETITION NO.15262 OF 2019
DATE OF DECISION: DECEMBER 16, 2019**

Yudhisthar and another

.....Petitioners

VERSUS

State of Haryana and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Jatin Hans, Advocate,
for the petitioners.

Mr. Manish Dadwal, AAG, Haryana,
for the State.

Mr. Neeraj Sheoran, Advocate,
for respondent Nos.4 to 6.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Affidavit of Sub Divisional Officer, Nigana, Water Service Sub Division Bhiwani, dated 16.12.2019 filed today in Court is taken on record. According to the said affidavit, in the light of the fact that there is no stay granted by the Appellate Authority, where an appeal of the private respondents is pending, the order passed by the Sub Divisional Officer, Nigana, Water Service Sub Division Bhiwani, has been implemented with effect from 11.12.2019 with the help of police in the presence of Tehsildar-cum-Executive Magistrate, Tosham.

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In the light of the said affidavit, the present writ petition has been rendered infructuous. Directions are issued to the official respondents to see to it that till the decision of the Appellate Authority, no interference is caused by the private respondents in the running of *khal*. It is also made clear that these observations of this Court or the implementation of the order passed by the Sub Divisional Officer, Nigana, Water Service Sub Division Bhiwani, shall have no bearing on the merits of the appeal and the Appellate Authority shall proceed to decide the same in accordance with law.

Since the main writ petition stands disposed of, no orders are required to be passed on C.M. No.18669 CWP of 2019.

**December 16, 2019
khurmi**

**(AUGUSTINE GEORGE MASIH)
JUDGE**

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