

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-12933-2019 (O&M)
Date of Decision: 16.05.2019

Sukhwant Singh

--Petitioner

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Parminder Singh, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

The petitioner had earlier approached this Court by filing CWP-5291-2017 (Sukhwant Singh Vs. State of Haryana & others) raising a grievance that a portion of P-Drain in village Badshahpur, District Karnal has been blocked and resultantly damage is caused to the crops whenever there is heavy rainfall.

The afore-noticed writ petition was disposed of vide order dated 15.3.2017 and the operative part of which reads in the following terms:-

“In the interest of justice, this petition is disposed of at this stage with a direction to the Deputy Commissioner, Karnal to consider the representation of the petitioner, Annexure P-5 within a period of three months after the receipt of certified copy of this order by passing a speaking order.

In case the grievance of the petitioner is substantiated, necessary steps will forthwith be taken to remove the obstruction in P-drain as claimed by the petitioner.

(M.M.S. BEDI)
JUDGE”

Apparently, towards compliance of the directions issued by this Court, an order dated 3.10.2017 came to be passed by the Deputy Commissioner, Karnal and in which certain directions were issued to the

Irrigation Department, State of Haryana and to be carried out through the Executive Engineer, Indri Water Service Division, Karnal. The directions issued by the Deputy Commissioner in the order dated 3.10.2017 (Annexure P-6) were as follows:-

“The Irrigation Department through its Executive Engineer, Indri Water Services Division, Karnal is directed to access the need of drainage in this area and requirement of the earlier existing P/drain on a technical basis. If found technically feasible, request the land owners and Gram Panchayat to provide the land free of costs. If such request is denied then the department may consider land acquisition process as per the norms and guidelines.

All the concerned be informed accordingly.

*Sd/-
Deputy Commissioner,
Karnal.”*

The short grievance raised by the petitioner, who has approached this Court a second time over is that no action thereafter has been taken in the matter.

Notice of motion.

On the asking of the Court, Mr. N.K. Parmar, learned A.A.G., Haryana accepts notice on behalf of respondents no.1 to 3 and waives service. A complete copy of the writ paper book already stands furnished to learned State counsel.

Learned State counsel submits that the matter will be taken in earnest by respondent no.3 in pursuance to the directions issued by the Deputy Commissioner, Karnal in the order dated 3.10.2017 and as reproduced herein above and follow up action would be taken expeditiously.

Statement of learned State counsel is accepted.

No further directions are required to be passed.

Petition is disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

16.05.2019

lucky

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No