

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.14922 of 2019(O&M)
Date of decision : 29.5.2019

Rani Kaur

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr.S.S.Brar, Advocate for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the learned counsel for the petitioner that appeal of respondent No.3 – Taar Singh was accepted by the Superintending Canal Officer vide order dated 9.7.2015 (Annexure P-2) on the basis of compromise which has been entered into between the petitioner and respondent No.3. As per the said compromise, there was to be exchange of land leading to the restoration of *Khal* AB. *Khal* AB has been restored but consequential exchange of land in favour of the petitioner has not been got executed by the competent authority, meaning thereby the petitioner has been deprived of the land which he would have been entitled to, as per the agreement between the parties leading to the restoration of the *Khal*.

Petitioner has approached the competent authority i.e. Superintending Canal Officer, Ferozepur-respondent No.2 by way of representation dated 28.2.2019 (Annexure P-4) but till date, no decision thereon has been taken nor has the land been handed over to the petitioner which he was entitled to as per the compromise which is part of the order

dated 9.7.2015. He states that the petitioner would be satisfied if a direction is issued to the said Authority to consider and decide the representation within some specified time.

Without going into the merits of the case or commenting thereon, the present petition is disposed of with a direction to respondent No.2 -Superintending Canal Officer, Ferozepur to consider and decide the representation dated 28.2.2019 (Annexure P-4) submitted by the petitioner within a period of three months from the date of receipt of certified copy of the order. The decision taken would be conveyed to the petitioner also.

29.5.2019
Meenu

(AUGUSTINE GEORGE MASIH)
JUDGE

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