

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

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**CIVIL WRIT PETITION NO.24965 OF 2016
DATE OF DECISION: JANUARY 21, 2019**

Krishan and others

.....Petitioners

VERSUS

Chief Engineer/Canals, Punjab Irrigation Bhawan, Chandigarh and others

....Respondents

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

Present: Mr. Vishal Ranjan, Advocate for
Mr. S.P.S.Tinna, Advocate,
for the petitioners.

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

Mr. B. S. Sidhu, Advocate,
for respondent Nos.7 and 10.

Mr. D. K. Sihag, Advocate,
for respondent No.9.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for respondent Nos.7 and 10 as also respondent No.9 state that they have no objection if the orders passed by the Superintending Canal Officer, Sirhind Canal Circle, Ludhiana, as also the orders passed by the Superintending Canal Officer, Ferozepur Canal Circle, Ferozepur, which are two contradictory orders, are set-aside and the matter remanded back to the the Superintending Canal Officer, Ferozepur Canal Circle, Ferozepur, as the petitioners had certain grievances against the officer, who stands transferred and a new incumbent has come in.

Counsel for the petitioners is agreeable to the statement made by counsel for the respondents.

In the light of the above, the orders dated 08.09.2016 (Annexure P-16) passed by the Superintending Canal Officer, Sirhind Canal Circle, Ludhiana and order dated 14.10.2016 (Annexure P-19) passed by the Superintending Canal Circle, Ferozepur Canal Circle, Ferozepur, are hereby set-aside. The Superintending Canal Circle, Ferozepur Canal Circle, Ferozepur, shall reconsider the matter without being influenced by any of the orders which have been passed by the predecessors of the said officer.

Parties, through their counsel, are directed to appear before the Superintending Canal Circle, Ferozepur Canal Circle, Ferozepur, on 28.02.2019, who shall thereafter, on hearing the parties, proceed to decide the case in accordance with law within a period of three months.

With the above observations, the writ petition stands disposed of.

January 21, 2019
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

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