

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.7697 of 2020 (O&M)

Date of Decision:11.12.2020

Rashpal Singh and another

.....Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.P.P.S Duggal, Advocate
for the petitioners.

Mr. Nikhil Chopra, Addl.AG., Punjab.

Mr. Raman Goklaney, Advocate
for respondent no.4.

LISA GILL, J(Oral).

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this writ petition is for a direction to the official respondents to complete the waste drainage pipeline work/ project of village Khaadur, Tehsil Zira, District Ferozepur.

It is stated that 90% of the pipeline work for drainage stands completed, but remaining 10% is being delayed merely because of party faction in the village.

As per reply filed by way of affidavit dated 29.07.2020 of Sh. Piar Singh, Block Development and Panchayat Officer, Makhu Ferozepur, on behalf of respondents no.1 to 3, it is categorically stated that the entire work pertaining to installation of the drainage system/ pipeline in the village

stands completed. Para nos.5 and 6 of the said reply reads as under:-

“5. That However, it is also brought to the kind notice of this Hon’ble Court that the entire work/project was going at its speed and the said project pertaining to the installation of drainage system/pipeline in the village has now been completed and same has been intimated to the answering respondent vide resolution dated 22.07.2020 by the respondent no.4 along with completion certificate pertaining to the project/work as obtained from the T.A. MGNREGA are attached herewith as Annexure R-2/T and R-3/T. Consequently, the present writ petition is completely misleading and infructuous.

6. That the work pertaining to installation of the drainage system in the village ‘Khadur’ has been completed so, the petition filed by the petitioner has become infructuous and deserves to be dismissed by this Hon’ble Court qua the answering respondents in the interest of justice.”

As per report of the Technical Assistant, MGNREGA, Block Makhu, attached along with the reply as Annexure R3/T, work in question stood completed on 22.07.2020 and system for drainage of the water from pond is functional.

Learned counsel for the petitioner, however, submits that the drainage system is not fully functional as on date. It is to be noted that there is nothing on record, at this stage to substantiate the averment raised by learned counsel for the petitioner, in respect to non-functionality of drainage system which is verified to have been completed on 22.07.2020 as per report of the Technical Assistant.

In view of the specific reply filed on behalf of the respondent-State, no further orders are called for, at this stage and the present petition is rendered infructuous.

Ordered accordingly. Needless to say, in case of any hiccups in functioning of the system are detected, it is open to the petitioners to

approach the competent authority for corrective steps.

11.12.2020
s.khan

[LISA GILL]
Judge

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