

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

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C.W.P.No.11015 of 2019 (O&M)

Date of Decision:- 10.02.2020

Surjit Singh

....Petitioner

vs.

Divisional Canal Officer, Faridkot and others

....Respondents

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

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

Sudhir Mittal, J. (Oral)

C.M.No.17878 of 2019

The applicant wishes to place on record Annexure P-4.

For the reasons mentioned in the application, the same is allowed. Annexure P-4 is taken on record.

Application stands disposed of.

CWP No.11015 of 2019

On an application filed by respondent Nos. 4 to 6, the Sub Divisional Canal Officer ordered change of turn of water vide his order dated 8.4.2002. The petitioner challenged the aforementioned order by an appeal dated 12.12.2017 and the same has been dismissed vide order dated 15.4.2018 as being time barred.

Learned counsel for the petitioner contends that the petitioner acquired knowledge of the order dated 8.4.2002 on 15.11.2017 on receipt of information under the Right to Information Act, 2005. The appeal was filed

within limitation from the date of knowledge and, thus, his appeal should have been entertained.

The contention is misconceived. A change in turn of water gets known to the co-sharers immediately. It cannot be believed that the petitioner acquired knowledge only on 15.11.2017. The said plea has been set up only to get over the inordinate delay in filing the appeal. Obviously, the petitioner has no real grievance and an appeal has been filed on account of some other reason. Thus, the impugned order does not suffer from any illegality or irregularity.

The writ petition is accordingly dismissed.

February 10, 2020
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned **Yes**

Whether Reportable **No**