

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 2269 of 2021

Dharamchand Parakh, S/o Late Kanwarlal Parakh, Aged About 62 Years R/o Ward No. 46, C/o Yashwant Sahu Mangalbhavan, Gali No.2, Kodikhana Road, Kabir Sadan, Basantpur, Rajnandgaon, Tahsil And District - Rajnandgaon, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh, Through Its Chief Secretary, Mantralaya, Mahanadi Bhawan, Nawa Raipur, Chhattisgarh.
2. The Collector - Rajnandgaon, District - Rajnandgaon, Chhattisgarh.
3. The Executive Engineer, Water Resources Department, Chhuikhdan, District Rajnandgaon, Chhattisgarh.

---- Respondents

For petitioner – Shri Love Kumar Ramteke, Advocate.

For State – Smt. Richa Shukla, Dy.G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order

15/06/2021

Heard.

1. Learned counsel for the petitioner submits that intention to file this petition is to stop the construction of canal inasmuch as by the construction of proposed canal by the State, the water from the stop dam will not be available to the farmers, therefore the canal should be made in such a way that all the farmers should get the water.
2. The submission of the petitioner appears to be made on behalf of the public at large, there is no material on record to substantiate those fact and if the State is constructing certain stop dam or canal, it is the policy of the State, it cannot be interfered by a judicial order so as to over reach the administrative decision without any sufficient material before the Court. The petition is devoid of all merit and force.
3. Accordingly, the petition is dismissed.

Sd/-

(Goutam Bhaduri)

JUDGE

