

116 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-1167 of 2022
Decided on 22.12.2022.

Satyawan

...Appellant

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Gaurav Gaur, Advocate
for the appellant.

AUGUSTINE GEORGE MASIH J.(ORAL)

Challenge in this appeal is to the order dated 14.11.2022 passed by the learned Single Judge, whereby the writ petition preferred by the appellant has been dismissed, where the challenge had been made to the orders which have been passed by the Canal Authorities ordering restoration of the water course which was alleged to have been demolished by the predecessors-in-interest of the appellant.

The order under challenge was dated 18.04.2013, wherein the order of restoration has been passed on an application moved by the private respondents and the appeal preferred against the same by the father of the appellant was dismissed on 14.10.2013 (Annexure P-2). It is, thereafter that instead of challenging the said order before this Court, the appellant proceeded to file a civil suit for challenging the above referred to orders. The civil suit was dismissed by the trial Court against which an appeal was preferred, which was also withdrawn by the appellant and thereafter, the writ petition has been preferred.

The learned Single Judge, keeping in view the fact that the orders as passed by the Canal Authorities had attained finality since long as has been referred to above i.e. in the year 2013 has not entertained the writ petition as has been sought to be projected for by challenging these orders which had attained finality.

We do not find any illegality in the order passed by the learned Single Judge, which would call for any interference in the present appeal.

The appeal being devoid of merit stands dismissed.

(AUGUSTINE GEORGE MASIH)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

22.12.2022

R.sharma

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