

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

223

CWP-28153-2018
Date of Decision: 14.02.2023

SOHAN LAL AND ANR

... Petitioners

VERSUS

STATE OF HARYANA AND ORS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Gaurav Gogna, Advocate for
Mr. Gaurav Mohunta, Advocate
for the petitioners.

Mr. Pankaj Mulwani, DAG, Haryana
for respondent No.1 to 4.

Mr. Bikramjeet Singh, Advocate
for respondent No.5.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed under Articles 226/227 of the Constitution of India, 1950 for issuance of a writ in the nature of Mandamus for directing the respondents to either cover and allow the flow of the existing rain water drain passing through the Panchayat land ad-measuring 6 acres situated at village Jandheri, Tehsil Shahabad Markanda or to extend the existing rain water drain situated alongwith the land of the respondent No.5 and to connect the same with the existing choe so as to protect the fields and crops of the petitioners from being flooded during the rainy season.

Short reply by the Block Development and Panchayat Officer on behalf of respondents No.1 to 4 has been filed today. The relevant extract of the same is reproduced as under:

“iv) That as the amount which was received for construction of the stadium has been returned back unused and the matter for construction of the disputed stadium has been stopped. Therefore, in the present circumstances, the writ petition has become infructuous which may kindly be dismissed, in the interest of justice.”

Since the construction of disputed stadium has already been stopped, there is no subsisting grievance of the petitioner. The present petition has, thus, become infructuous at this stage.

Disposed of as having been rendered infructuous at this stage.

(VINOD S. BHARDWAJ)
JUDGE

14.02.2023.
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No