

THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.3842 of 2024
Date of Decision: 20.02.2024

Major Singh and others
..... Petitioners

Versus

The Superintending Engineer, Canal Department,
Upper Bari Dab Canal, Amritsar and others
..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Balbir Singh Jaswal, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (ORAL)

Present writ petition has been filed for quashing the impugned action vide which the respondents have started encroaching upon the land of petitioners for increasing the width of the drain without initiating the process of acquiring the land belonging to the petitioners and over sighting the demarcation carried out by the Canal authorities, the same being wrong, illegal, null and void and against the principles of natural justice. Further prayer has been made for directing the respondents to take a final decision upon the legal notice dated 02.01.2024 (Annexure P-3) served by the petitioners upon the respondents within stipulated period.

Learned counsel for the petitioners has submitted that for the redressal of his grievance, petitioners have served a legal notice dated

04.01.2024 (Annexure P-3) upon the respondents but the same has not been taken into consideration by the said respondents till date.

Notice of motion.

On asking of Court, Mr. Navneet Singh, Sr. DAG, Punjab accepts notice on behalf of the respondents-State.

After hearing counsel for the parties and perusing the record, respondent No.2 i.e. the Divisional Canal Officer, Canal Department, UBDC, Jandiala Division, Amritsar is directed to decide the legal notice dated 04.01.2024 (Annexure P-3) served by the petitioners expeditiously preferably within a period of four weeks from today in accordance with law.

In view of the above, present petition is disposed of.

(RAJESH BHARDWAJ)
JUDGE

20.02.2024

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