

2024:PHHC:132584



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

CWP-1360-1998

Date of Decision: 04.10.2024

Major Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. M.L. Sarin, Senior Advocate assisted by
Mr. Ritesh Aggarwal, Advocate
for the petitioners.

Mr. Nirnaljit Singh Diwana, Senior DAC, Punjab
assisted by Mr. Surinder Pal, Zildar,
Sadoka Section Fazilka.

Ms. Pallavi Bahre, Advocate for
Mr. A.P. Kaushal, Advocate
for respondents No.3, 6, 7 and 8.

Mr. Utkarsh Khatana, Advocate
for respondent No.4.

Mr. Animesh Sharma, Advocate
for respondent No.14.

HARSH BUNGER J. (ORAL)

The present writ petition has been filed under Articles 226/227
of the Constitution of India, *inter alia*, seeking a writ in the nature of
Certiorari to set aside impugned order dated 27.06.1997 (Annexure P-8)
passed by the learned Divisional Canal Officer, Eastern Canal Division,

Canal Colony, Ferozepur and order dated 18.09.1997 (Annexure P-11) passed by the learned Superintending Canal Officer, Ferozepur Canal Circle, Ferozepur.

2. Learned counsel for the State has handed over a copy of letter dated 30.07.2024 issued by the Chief Engineer, Nahira, Water Resources Department, Punjab, in Court today; which is taken on record, subject to all just exceptions. Learned counsel for the State, while referring to the said letter, submits that 183.72 acres of area has been taken out from the Outlet No.176000/R/Main Branch and permission has been accorded for providing a new outlet at *Mogha Burji* 179000/R on the Main Branch.

3. Learned senior counsel representing the petitioners, keeping in view the aforesaid submissions made by learned counsel for the State, submits that since a new outlet has already been provided, therefore, the instant writ petition has become infructuous.

4. Keeping in view the aforesaid submissions made by learned counsel for the parties, the present writ petition is dismissed as having been rendered infructuous.

5. All the pending application(s), if any, shall also stand closed.

04.10.2024

Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No