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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-22309-2024
Date of Decision: 05.09.2024

Gurmail SinghPetitioner

Versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present : Mr. Ajeet Pal Singh Pakka, Advocate
for the petitioner.

HARSH BUNGER, J. (Oral)

1. The present petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of writ in the nature of mandamus for directing the official respondents to restore the connecting watercourse falling in Khewat No.779 Khatauni No.1801 Khasra No.230/1 pertaining to outlet RD 24050/TF Giana Branch, being used by the petitioner from the time of his forefathers for the last more than sixty years, which has been illegally captured by the private respondents and further to direct the official respondents to allow the petitioner to take water from already existing watercourse of RD 24050/TF Giana Branch.

1.1 A further prayer has been made for directing the official respondents to decide the representation dated 05.08.2024 (Annexure P-9) of the petitioner in a time bound manner.

2. At the outset, learned counsel for the petitioner submits that the



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Canal Authorities are not implementing the order dated 05.08.2024 (Annexure P-10), issued by the Divisional Canal Officer, Mansa under Section 32 of the Northern India Canal & Drainage Act, 1973.

3. Mr. Navneet Singh, Sr. DAG, Punjab, who has appeared on behalf of respondent/State in this case, pursuant to the advance copy of petition having been sent to the State, submits that as regards the grievance raised by the petitioner, he may file an appropriate application before the concerned Divisional Canal Officer. In case any such application is filed, the same would be considered and decided by the said Authorities within a period of three weeks from the date of filing of such application.

4. In view of the statement made by learned State counsel, learned counsel for the petitioner submits that he does not press the instant petition any further.

5. In view of the aforesaid submissions made by the respective counsel, the petition is disposed of, accordingly.

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

05.09.2024
Himani

(HARSH BUNGER)
JUDGE

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