IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-12536-2025 (O/M)
Date of decision : 05.05.2025

Simerjit Kaur Dhillon and another ..... Petitioners

Versus

The Superintending Engineer, Ferozepur Canal Circle
and others ..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. J.S. Warring, Advocate
for the petitioners.

Mr. Teevar Sharma, AAG Punjab.

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HARSH BUNGER, J. (ORAL)

1. Prayer in the instant civil writ petition filed under Articles 226/227 of Constitution of India is for issuance of a writ in the nature of certiorari for quashing the order dated 21.10.2024 (Annexure P-9), passed by respondent No. 1-Superintending Engineer, Ferozepur Canal Circle, Water Resources Department, Punjab, whereby respondent No. 1 has ordered for withdrawal of the turn of water for the orchard/garden of the petitioners.

2. At the outset, learned counsel for petitioners submits that he may be permitted to withdraw this petition with liberty to the petitioners to submit a fresh application for extra supply of water, in terms of Rule 9 of Rules For Extra Supply of Canal Water For Gardens and Orchards, 1946 (in short '1946 Rules'). However, he prays that time bound directions be issued for the decision of such fresh application to be submitted by petitioners.

3. Learned State counsel, who appears in pursuance to an advance copy of the writ petition having been served upon the State, has not raised any objection to the aforesaid course of action to be adopted.

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4. Keeping in view the submissions made by respectable counsels, the present writ petition is dismissed as withdrawn.

4.1 However in case petitioners submit a fresh application under Rule 9 of 1946 Rules, within two weeks from today, the same shall be considered and final decision thereon be rendered by the competent authority within three weeks from the date when such fresh application is submitted by the petitioners.

5. Pending application (s), if any, shall also stand closed.

(HARSH BUNGER)
JUDGE

05.05.2025
sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No

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