



CWP-1724-2026 (O&M)

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

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CWP-1724-2026 (O&M)

Date of decision: 09.04.2026

Sandeep @ Sandeep Singh @ Sandeep Kumar

....Petitioner

Vs.

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Deepanshu Mehta, Advocate
for the petitioner.

Mr. Nirmaljit Singh Diwana, Sr. DAG, Punjab.

Mr. S.P.S. Tinna, Advocate with
Ms. Geeta Dahiya, Advocate and
Mr. Akash, Advocate for respondent No.6.

HARSH BUNGER J. (Oral)

1 Petition herein is, *inter alia*, seeking a writ in the nature of Mandamus, directing respondent No.3 – Sub-Divisional Officer, Jalalabad Canal Sub-Division to execute/implement the order dated 16.10.2025 (Annexure P-2) passed by learned Divisional Canal Officer, Canal and Groundwater Division Fazilka, District Ferozepur, whereby, the watercourse demolished by private respondents was restored.

2. Mr. Deepanshu Mehta, Advocate appears and files fresh Power of Attorney on behalf of the petitioner in Court today, which is taken on record, subject to all just exceptions.

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3. Mr. Surinder Pal Singh Tinna, Advocate appears and files *Vakalatnama* on behalf of respondent No.6 in Court today, which is taken on record, subject to all just exceptions.

4. In compliance of order dated 18.03.2026 passed by this Court, learned State counsel has handed over report dated 07.04.2026 submitted by learned Sub-Divisional Magistrate, Fazilka; the same is taken on record, subject to all just exceptions. A copy thereof is also handed over to learned counsel for the petitioner, in Court today itself. Relevant extract of the same reads as under:-

“It is humbly submitted that I conducted the spot inspection on dated 07 April 2026 and the pipe line has been laid on the same spot where the water course was to be restored. There is no supply of water in canal because crop is ready for harvest as informed by water resources department. Continuous water supply will start in canal from date 10 June 2026. Report regarding smooth flow of water to the area of petitioner can only be submitted after the start of water supply in canal.”

5. Learned counsel for the petitioner after going through abovesaid report, very fairly submits that, since the pipeline has already been laid, he would not press the instant writ petition. However, he submits that in case, upon start of water supply through the said pipeline, the area of the petitioner will not get proper water supply, in that eventuality, he may be permitted to approach the concerned Canal Authorities for seeking adjustment of the level of the underground water pipeline, so that water flow to his area is smooth.

6. Learned State counsel as well as learned counsel for the respondent No.6 have not opposed the aforesaid course being adopted.



7. Keeping in view the above, present writ petition is dismissed as not pressed; however, in case, the petitioner suffers any difficulty as regards the flow of water through the underground pipeline to his area, then he shall be at liberty to approach the concerned Canal Authorities with an appropriate prayer.

7.1 It goes without saying that in case, any such request is submitted by the petitioner regarding adjusting the level of the pipeline, the same shall be considered by the concerned Canal Authorities and requisite measures be taken within a period of three weeks from the date of submission of request by the petitioner.

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

09.04.2026
ankit

(HARSH BUNGER)
JUDGE

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