



CWP-7268-2026 (O&M)

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

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CWP-7268-2026 (O&M)

Date of decision: 17.03.2026

Naresh Kumar

....Petitioner

Vs.

State of Haryana and others

....Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Gurbir Singh Sidhu, Advocate
for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana.

Mr. Nitin Jain, Advocate with
Mr. Vijay Pal, Advocate and
Ms. Rishika, Advocate
for the caveator/respondent No.6.

HARSH BUNGER J. (Oral)

1 Petition herein is, *inter alia*, seeking a writ in the nature of Certiorari, for quashing the order dated 22.01.2026 (Annexure P-1) passed by learned Chief Canal Officer.

2. After arguing for some time, learned counsel for the petitioner submits that the petitioner would not press his challenge to the order dated 22.01.2026 (Annexure P-1); however, while referring to site plan (Annexure P-9), he limits his prayer as regards the clarification that, even if the alignment of water course is changed from point-ABC to point-ADC



then from where the said watercourse would run and who would construct the same.

3. Mr. Nitin Jain, Advocate appears and files Vakalatnama on behalf of respondent No.6/caveator in Court today, which is taken on record, subject to all just exceptions. He submits that new aligned watercourse can be constructed from the area owned by the respondent No.6 along side the killa lines from point A-D-C (as shown in site plan/Annexure P-9) and the entire cost of laying the said watercourse ADC shall be borne by the respondent No.6. He further submits that the watercourse ADC shall be constructed as per prevalent guidelines and under the supervision of the Canal/Irrigation Department, Haryana and till the time the watercourse ADC is made functional, the already existing watercourse at point A-B-C shall continue to run.

4. Learned counsel appearing on behalf of the petitioner has not opposed the aforesaid course being adopted.

5. Keeping in view the broad consensus arrived at between the petitioner and private respondent, the present writ petition is dismissed as not pressed; however, the watercourse ADC in terms of the directions issued by the learned Chief Canal Officer vide order dated 22.01.2026 (Annexure P-1) shall be constructed (alongside killa lines) from the land owned by respondent No.6 and the entire cost of construction shall also be borne by respondent No.6 as per the prevalent guidelines and under the supervision of the Haryana Canal/Irrigation Department.

5.1 It is further directed that till the proper watercourse at point-ADC is not constructed and made functional at the site, the already



existing watercourse i.e. at point ABC (as shown in site plan/Annexure P-9) shall continue to run. Let the aforesaid exercise be completed within the period of four months from today.

- 6. The present writ petition is disposed of in the aforestated terms.
- 7. All the pending application(s), if any, shall also stand closed.

17.03.2026
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(HARSH BUNGER)
JUDGE

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