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2025:PHHC:100163



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

CWP-9901-2025

Date of Decision: 05.08.2025

Subhash Chand and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. S.S. Sahu, Advocate
petitioners.

Ms. Upasana Dhawan, AAG, Haryana.

HARSH BUNGER J. (ORAL)

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing action of the respondents not to shift fall structure, which was constructed at RD No.1,54,000 at the time when Fatehabad distributory was carved out by the department while taking into consideration level of the land of the areas in order to maintain equal distribution of water as level of the area falling downstream and fall structure is higher than the area falling upstream of the fall structure.

2. At the outset, learned counsel for the petitioner submits that he may be permitted to withdraw the present writ petition with liberty to the petitioners to first approach the concerned authorities with the representation

clearly stating out the claim of the petitioners therein. However, he submits that petitioners would be satisfied if time bound directions are issued for decision of the claim of the petitioners.

3. Keeping in view the submissions made by learned counsel for the petitioner, the present writ petition is dismissed as withdrawn; however, with the liberty to the petitioners to submit a detail representation highlighting their grievance.

3.1 It goes without saying that in case, any such representation is submitted by the petitioners before the concerned/competent authority, within a period of three weeks from today, the same shall be considered and finally decided by the concerned/competent authority, after affording due opportunity of hearing to all the concerned parties, within a period of four weeks from the date when such representation is submitted by the petitioners.

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

05.08.2025
Pd

(HARSH BUNGER)
JUDGE

- 1. Whether speaking/reasoned : Yes/No
- 2. Whether reportable : Yes/No