

CM No. 123-CWPIL-2025 in
CWP PIL No. 101 of 2025 (O&M)

Gram Panchayat, Matana Vs. State of Punjab and others

Present:- Mr. R.Kartikeya, Advocate,
Ms. R.Akanksha, Advocate,
Mr. Kartik Patial, Advocate, for the applicant-petitioner.

Mr. Gurminder Singh, Sr. Advocate with
Mr. Maninder Singh, Addl. Advocate General, Punjab,
Mr. Jatinder Singh Gill, Advocate,
Mr. RPS Bara, Advocate,
Mr. K.S.Kharbanda, Advocate,
for the respondent-State of Punjab.

Mr. Pravindra Singh Chauhan, Advocate General, Haryana with
Mr. Deepak Balyan, Addl. Advocate General, Haryana,
for the respondent-State of Haryana.

Mr. Rajesh Garg, Senior Advocate with
Ms. Neha Matharoo, Advocate for BBMB (through v.c.).

Mr. Manoj Tripathi, Chairman of BBMB (through v.c.).

Mr. Satya Pal Jain, Addl. Solicitor General of India with
Mr. Dheeraj Jain, Senior Counsel for respondent-Union of India.

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Mr. Manoj Tripathi, Chairman of BBMB has virtually appeared and explained that two officers of BBMB, namely, Shri Sanjeev Kumar, Director, Water Regulation, Lohand Control Room and Shri Rajesh Vashistha, Deputy Secretary (Administration), who were directed by him to release 200 cusecs of water per hour to State of Haryana, were restrained from doing so by the police personnel of Punjab Police. Shri Manoj Tripathi, Chairman of BBMB further informs that he was also obstructed (gheraod) not by the Punjab police but by some unidentified citizens of the area and that because of the presence of Punjab Police he could save himself. The aforesaid statement be made on an affidavit and filed by the Chairman of BBMB by tomorrow itself.

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It is pertinent to mention here that this Court while disposing of this petition vide detailed order dated 06.05.2025 had recorded in paragraph-5 that there was some press release note (vide Annexure X), which was produced by Mr. Jain, disclosing the fact of the meeting held on 22.04.2025 but no minutes of the meeting were produced. If a meeting was held under the Chairmanship of the Home Secretary to the Government of India, then obviously it has to be a formal meeting based on the request of any of the dissenting State member and therefore, the Union of India is directed to produce the minutes of the said meeting on the next date of hearing.

Mr. Jain, Additional Solicitor General of India is also directed to inform this Court as to who is the competent authority under the Central Government to deal with the matter under Explanation-II of Rule 7 of 1974 Rules when a representation is made by any dissenting State.

List again on 09.05.2025.

To be taken up at 2.00 P.M.

(SHEEL NAGU)
CHIEF JUSTICE

08.05.2025
ravinder

(SUMEET GOEL)
JUDGE