

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

WP(C) No. 213 of 2020

Konjengbam Mohonchandra Singh & 6 Os.

....Petitioners

-Versus-

State of Manipur & 10 Ors.

....Respondents

BEFORE

HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

Order

14.05.2020

Heard Mr. Ch. Momon, learned counsel for the petitioners as well as Mr. Kumarjit, learned A.G., Manipur appearing on behalf of respondent Nos. 1 & 2.

Considering the nature of the Order that is being passed, no notice is issued to the respondent Nos. 3 to 11.

The present writ petition has been filed with the following prayers:

"In view of the above facts and circumstances, it is, therefore, most respectfully prayed that, the Hon'ble Court be pleased:-

- (i) to admit the writ petition;*
- (ii) to issue a writ in the nature of mandamus;*
- (iii) to direct the respondent to execute the work as per order dated 27.02.2020 (Annexure-A/11)*
- (iv) to direct the respondents for costs;*
- (v) to pass any further order or orders as the Hon'ble Court may seem fit and proper for the ends of justice and equity."*

Learned counsel for the petitioner submits that the Deputy Commissioner/ Executive Director, DRDA, Bishnupur has issued an Order dated 27.02.2020 according Administrative Approval and Expenditure Sanction for an amount of Rs. 1 (one) crore for taking up various activities against the given locations in respect of Moirang A/C

under MLALADP for implementation during the year 2019-20. Amongst the activities indicated in the Order dated 27.02.2020 the petitioners are concerned with serial No. 2 which provides for development/ renovation of community tank/ pond at MMC ward No. 7. He further submits that despite the Order dated 27.02.2020, the respondent Nos. 3 to 11 are trying to fill up the pond which is contrary to the Order dated 27.02.2020. He, therefore, submits that a direction be issued to the respondents to strictly comply with the Order dated 27.02.2020 particularly at MMC ward No. 7 for development/ renovation of the community tank/ pond.

Learned A.G., Manipur appearing on behalf of the State respondents, however, vehemently objects to the allegations made by the petitioners and submits that the respondents are strictly complying with the Order dated 27.02.2020 for development/ renovation of the community tank/ pond at MMC ward No. 7. He also submits that during the renovation of the community tank/ pond the embankments will also have to be developed. In that view of the matter, he submits that there is no violation of the Order dated 27.02.2020 and in fact the petitioner have no cause of action to file the present writ petition.

Considering the submissions made by the learned A.G., Manipur, this Court is of the opinion that it will serve no purpose to keep this writ petition pending and accordingly, the same is disposed of with a direction to the respondents, particularly, respondent Nos. 3 to 11 to ensure that development/ renovation of the community tank/ pond at MMC ward No. 7 is carried out strictly in terms of the Order dated 27.02.2020 issued by the Deputy Commissioner/ Executive Director, DRDA, Bishnupur.

With the above observations and directions, writ petition is disposed of.

JUDGE

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