

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.13297 of 2015
Date of Decision: August 11, 2015

Rajan and others

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE JASPAL SINGH.

Present: Mr.Ivneet Singh Pabla, Advocate, for the petitioners.
Ms.Kirti Singh, DAG, Haryana.

-. -

- 1· *Whether Reporters of Local papers may be allowed to see the judgment?*
- 2· *To be referred to the Reporters or not?*
- 3· *Whether the judgment should be reported in the Digest?*

Surya Kant, J. (Oral)

Notice of motion to respondent Nos.1 to 4 only at
this stage.

On our asking, Ms.Kirti Singh, learned Deputy
Advocate General, Haryana, accepts notice on their behalf.

Let four copies of the writ petition be supplied to
the State counsel during the course of day failing which this
order shall be automatically recalled and the writ petition shall
be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to
pass, it is not necessary to seek any counter-reply from
respondent nos.1 to 4 or to serve respondent No.5 at this
stage.

The petitioners are residents of village Sirsala, Tehsil Thanesar, District Kurukshetra. Their grievance is against the exercise of delimitation and formation of new wards in the village allegedly without observing the principles of natural justice which are duly imbedded in the Rules. The petitioners allege that no public notice was issued nor the residents of village who are likely to be affected by the change of wards were intimated through any modicum or munadi etc. To substantiate the allegations, affidavits of Chowkidar and Lambardar of the village are relied upon.

The petitioners agitated the matter before Deputy Commissioner, Kurukshetra vide representation dated 24.02.2015 (P-3) but finding no response, they have approached this Court.

Heard learned counsel for the petitioner and the State.

Though it is not expedient for this Court to express any views on the contents of the affidavits allegedly of the Chowkidar and Lambardar of the village, nonetheless, it deserves mention that once the petitioners have raised an issue before the Deputy Commissioner, it was imperative upon that authorities to take cognizance of the matter and decide the same in accordance with law. We, thus, dispose of this writ petition with a direction to the Deputy Commissioner, Kurukshetra to consider and decide the petitioners' representation/objections, if any pending and/or which may be submitted by them within a period of one week from the date of receiving a certified copy of this order. The needful shall be done before the Gram Panchayat elections are held.

Ordered accordingly.
Dasti.

[SURYA KANT]
JUDGE

August 11, 2015
mohinder

[JASPAL SINGH]
JUDGE