

CWP No. 1331 of 2015

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 1331 of 2015.
Date of Decision : 28.10.2015.

Gurdev Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 1) *Whether Reporters of the 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?*

Present: Mr. B.S. Ichhewal, Advocate for the petitioner.

Mr. Suresh Singla, Addl. A.G., Punjab.

Mr. Harkirat Sandhu, Advocate for respondents No. 5 to 9.

Paramjeet Singh, J.(Oral)

The instant writ petition has been filed for issuance of direction to respondent No. 2 to take action against respondents No. 5 to 9 in accordance with Section 20(1) (b) (e) and (f) of the Punjab Panchayati Raj Act as the respondents No. 5 to 9 have continuously disagreed without any reason to the resolutions regarding payment of electricity bills of Govt. School, cleanliness of drainage and street, salary of sweeper and construction of concrete ground in school.

In pursuance of the direction issued by this Court with regard to payment of electricity bills of the Govt. School, affidavits of Financial Commissioner, Rural Development and Panchayats, Punjab and BDPO have been filed to the effect that bills have been paid.

The grievance of the petitioner is that respondents No. 5 to 9 are not agreeing to pass particular resolution. This does not mean that such a direction can be issued by this Court. Admittedly, respondents No. 5 to 9 are participating in the Panchayat meetings but it is their wisdom that they may agree to pass resolution or not. This Court cannot direct that they should act in a particular manner. If they are not agreeing to perform their duties then Department can take action against them in accordance with law.

Dismissed.

However, the petitioner will be at liberty to approach the Department for non-compliance of the provisions of Punjab Panchayati Raj Act.

October 28, 2015
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(PARAMJEET SINGH)
JUDGE