

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

CWP No.6286 of 2015

Date of Decision:-06.04.2015

Sadhu Ram & Ors.

.....Petitioners.

Versus

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Mani Ram Verma, Advocate for the Petitioners.

JASWANT SINGH, J.(ORAL)

The three residents of village Khumba, Tehsil Hansi, District Hisar claiming that they belong to *Chamaran* community are seeking the quashing of the resolution dated 28.5.2014 (P-1) passed by Gram Sabha; with a further prayer for issuance of directions to get the existing *Chaupal* repaired instead of constructing the Ambedkar Bhawan.

Learned Counsel for the petitioner has argued that the said *Chaupal* was constructed by the forefathers of the petitioner and is being used by the members of their community and, therefore, no construction of the Ambedkar Bhawan should be made at the site. He further submits that against the illegal resolution the petitioners have represented to SDM, Hansi vide P-2 as well as to BDPO, Hansi vide P-3 for construction of Ambedkar Bhawan at an alternative site.

After hearing learned Counsel for the petitioner, this Court

finds no ground to interfere by invoking writ jurisdiction of this Court. It is apparent from the resolution dated 28.05.2014 (P-1) that the members of the Gram Sabha have taken a decision to have an Ambedkar Bhawan constructed at the site since the same is in a dilapidated condition and also received a grant of Rs.10 lac. The said resolution prima facie does not appear to be against the interest of the members of the community or the residents of the village. The petitioners, therefore, on that account can make no grievance. It also cannot be disputed that there is a procedure prescribed under the Haryana Panchayati Raj Act, 1994 regarding the action to be taken on the basis of such resolution by the Gram Panchayat as per Rules and Regulations. Further action if aggrieved against the decisions of the Gram Panchayat by resolution is also contemplated before the appropriated forums. Thus, the petitioners would be free to seek their remedy available in accordance with law.

In view of the above, finding no merit in the present writ petition, the same is hereby dismissed.

(JASWANT SINGH)
JUDGE

April 06, 2015
Vinay