

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

CWP No. 8530 of 2015
Date of Decision:-04.05.2015

Piara Singh and Anr.

.....Petitioners

Versus

State of Punjab and Others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Ms. Navdeep, Advocate for the petitioners.

JASWANT SINGH, J.(ORAL)

The two residents on the western side of Village Bath Kalan, Tehsil Nakodar, District Jalandhar, have invoked the writ jurisdiction of this Court seeking quashing the speaking order dated 29.8.2014 (P.12) passed by the Special Secretary, Department of Rural Development and Panchayat, Punjab whereby the request for constitution of a new Gram Panchayat, Bath Khurd from the existing Gram Panchayat Bath Kalan has been declined.

It is apparent from the reading of the impugned order that the parameters provided under Section 3 (1) of the Panchayati Raj Act, 1955 have been kept in view while declining such a request. The operative part of the order reads as under:

“According to the census report submitted by Block Development and Panchayat Officer, Nakodar in year 2012-13, total population of Village Bath Kalan is 2416. After visiting the spot, it was found that the distance between the two settlements is approximately 50 meters. None was found economically backward. The Village has government school, dispensary, pond