

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

Civil Writ Petition No. 900 of 2015 (O&M)

Date of Decision: 31.07.2015

Om Parkash

..... Petitioner

Vs.

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. K.S.Godara, Advocate for the applicant/petitioner.

Mr. Pardeep Parkash Chahar, Deputy Advocate General, Haryana
for the respondents.

JASWANT SINGH, J. (Oral)

C.M.No.4418 of 2015

Applicant/petitioner has filed the instant application for preponing the case from 11.08.2015.

Upon notice, learned State Counsel for the respondents submits that he has no objection if the case be preponed for today.

Accordingly in view of the above, the present application is allowed and writ petition is preponed for today.

Main Case

The petitioner was elected as a Sarpanch of Village Mozgarh, District Sirsa in the month of July, 2010.

In the instant writ petition, petitioner has challenged the order dated 08.05.2014 (**Annexure P-6**), passed by the Deputy Commissioner, Sirsa, whereby he has been suspended from the Office of Sarpanch while ordering the initiation of a

regular enquiry under Section 51(3) of the Haryana Panchayati Raj Act, 1994 (for short '1994 Act'); further challenge is to the appellate order dated 25.11.2014 (**Annexure P-7**), whereby the appeal has been dismissed.

At the time of hearing, learned State Counsel for the respondents states that in view of the term of previous Panchayat having expired on 24.07.2015 and an Administrator appointed by the Government vide Notification dated 16.07.2015, the present writ petition has become infructuous. He further states that since the pending regular enquiry has not yet concluded and mere suspension does not debar for contesting of fresh election, no serious prejudice has been caused with the rendering of the present writ petition as infructuous.

In view of the aforesaid stand of the State, the present writ petition is disposed of as infructuous.

July 31, 2015
Gagan

(JASWANT SINGH)
JUDGE