

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.1167 of 2015 (O&M)
Date of Decision:- 30.09.2015.

Jaipal

.....Appellant

Versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE P.B. BAJANTHRI**

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?

Present: Mr. Vikram Singh, Advocate for the appellant.

Mr. B.R. Mahajan, Advocate General, Haryana.
Ms. Kirti Singh, DAG, Haryana.
Mr. Anil Mehta, DAG, Haryana.

SURYA KANT, J. (ORAL)

1.) This Letters Patent Appeal is directed against the order dated 17.07.2015 whereby learned Single Judge has dismissed the appellant's writ petition in which he questioned the State Government's decision of reserving the seat of Sarpanch of Gram Panchayat of his village for Scheduled Caste category.

2.) The appellant is a resident of village Naultha Dungran which was earlier part and parcel of Gram Panchayat of village Naultha. In 2010, a new Gram Panchayat with the entity of 'Naultha Dungran' has been constituted bifurcating the earlier Gram

Panchayat of village Naultha. After creation of a separate Gram Panchayat of the appellant's village, the first Gram Panchayat election are stated to be held. In this view of the matter, learned Single Judge rightly held that the principle of 'rotation' cannot be attracted as the seat of Sarpanch of Gram Panchayat of Village Naultha has been excluded for the purpose of reservation because it was earlier reserved for Scheduled Caste category in the election held in 2005. No case to interfere with the order dated 17.7.2015 passed by learned Single Judge is made out.

3.) Dismissed.

**(SURYA KANT)
JUDGE**

**(P.B. BAJANTHRI)
JUDGE**

September 30, 2015.

sandeep sethi