

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

CWP No. 6530 of 2016
Date of decision: 06.04.2016

Jagdev Singh and another

....Petitioners

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Mr. Arunjeet Singh Kakkar, Advocate, for the petitioners.

Paramjeet Singh Dhaliwal, J. (Oral)

The instant petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ of mandamus directing official respondents to take appropriate action against respondents No. 6 and 7 for embezzlement of Panchayat Funds and other income of Panchayat and further directing respondent No. 3 to take appropriate legal action against the respondents on inquiry report dated 04.09.2015 (Annexure P-5), conducted by the Additional Deputy Commissioner (Development), Faridkot.

Learned counsel for the petitioners contends that inquiry has already been held by Additional Deputy Commissioner (Development), Faridkot and the same has been sent to the Deputy Commissioner, Faridkot vide letter No. 1165 dated 04.09.2015 (Annexure P-5) but no action has been taken despite visiting the office of Deputy Commissioner many times.

I have heard learned counsel for the petitioners and perused

the record.

There is no representation on record vide which the petitioners ought to have visited the office of the Deputy Commissioner, Faridkot. The fact remains that inquiry has already been conducted by the Additional Deputy Commissioner (Development) and report sent to the Deputy Commissioner vide letter dated 04.09.2015 (Annexure P-5). In these circumstances, without commenting on merits of the case, instant petition is disposed of, without issuing notice to the respondents, with a liberty to the petitioners to file a representation along with report of inquiry, which is annexed with this petition as Annexure P-5 to the Deputy Commissioner, Faridkot. In case such a representation along with report is filed, the Deputy Commissioner, Faridkot will take a decision on the representation, in accordance with law, preferably within a period of three months from receipt of such a representation and copy of the order so passed shall be communicated forthwith to the petitioners.

06.04.2016
PA

(Paramjeet Singh Dhaliwal)
Judge