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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 42612 of 2016
Date of Decision: 04.09.2017

Balwant Rai

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Sushil Kumar Verma, Advocate,
for the petitioner.

Mr. D.R. Singla, D.A.G., Haryana.

SUDIP AHLUWALIA, J. (ORAL)

On 18.01.2017, a Co-ordinate Bench of this Court had directed respondent No. 6/Deputy Commissioner, Sirsa, to file his personal affidavit, regarding the “action taken pursuant to the inquiry report indicating the Sarpanch”. In compliance thereof, the Deputy Commissioner, Sirsa, filed an affidavit on the date fixed.

2. It is further seen from the record that earlier the Superintendent of Police, Sirsa, in compliance of previous order dated 30.11.2016, had submitted the Status Report by mentioning, *inter alia*

“That the office of deponent (Superintendent of Police, Sirsa) has never received the abovesaid inquiry report

dated 3.9.2013 (Annexure P-9) from the Director General of Panchayats, Haryana or Additional Deputy Commissioner-cum-Chief Executing Officer, Zila Prishad, Sirsa or from any other office. No letter, whatsoever, has ever been received from any office in the office of deponent for taking necessary action on the basis of inquiry report Annexure P-9. So no action could be taken by now by the office of deponent on the basis of inquiry report Annexure P-9.”

3. It, therefore, becomes clear that inaction on the part of respondent No. 4 in this case is attributed to the fact that no communication regarding report dated 03.09.2013 (Annexure P-9) was passed on to his Office.

4. After hearing Ld. counsel for both the sides, at this stage, therefore, the matter is disposed off with a direction upon respondent No. 4 to take appropriate action in accordance with law on the representations of the petitioner (Annexures P-7 and P-8) in the light of the aforesaid inquiry report, within a month from the date of communication of this order.

04.09.2017
Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No
2. Whether reportable : Yes/ No