

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.15110 of 2017.

Date of Decision: July 14, 2017

Kuldeep Singh

.....Petitioner

versus

The State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.L.S.Sidhu, Advocate, for the petitioner.

Mr.Rajesh Bhardwaj, Senior, DAG, Punjab.

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Surya Kant, J. (Oral)

Notice of motion to respondent Nos.1 to 4 only at this stage.

On our asking, Mr.Rajesh Bhardwaj, learned Senior Deputy Advocate General, Punjab, accepts notice on their behalf.

Let four copies of the writ petition be supplied to him during the course of day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to pass, it is not necessary to seek any counter-reply from respondent Nos.1 to 4 or to serve respondent No.5 at this stage as no final order on merits is passed against them.

[2] The petitioner is a resident of village Waan, Tehsil and District Ferozepur. He alleges that there is about 80 acres land owned by the Gram Panchayat of his village which is not being auctioned in a transparent manner due to which the bid amount fetched by it is on lower side. The

the village are hobnobbing with each other and the auction is being held every year in a clandestine manner. It is also averred that disciplinary action was recommended against the Panchayat Secretary but nothing has been done so far.

[3] Having heard learned counsel for the petitioner as well as the learned State counsel, it appears to us that the Deputy Commissioner, Ferozepur and the District Development and Panchayat Officer, Ferozepur are obligated to hold a fact-finding enquiry into the allegations made by the petitioner and if it is found as a matter of fact that Gram Panchayat land is being auctioned in clandestine manner thereby causing financial loss to the Panchayat, remedial action is required to be taken. Since we have not heard the Gram Panchayat at this stage, it is not expedient to express any views on merits of the allegations. Suffice to dispose of this writ petition with a direction to the Deputy Commissioner, Ferozepur and the District Development and Panchayat Officer, Ferozepur to hold a fact-finding enquiry into the petitioner's allegations and take appropriate action in accordance with law, within a period of one month from the date of receiving a certified copy of this order.

[4] Ordered accordingly.

[5] Dasti.

[SURYA KANT]
JUDGE

July 14, 2017
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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No