

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

**C.W.P. No.15828 of 2017
Date of Decision:21.07.2017**

Suraj Mani Madaan Petitioner

Vs.

State of Punjab and others Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Parvez Chugh, Advocate for the petitioner.

Rakesh Kumar Jain, J. (Oral)

This petition is filed in order to challenge the proceedings of “No Confidence Motion” having been passed against the petitioner (President of the Municipal Council, Phillaur).

Counsel for the petitioner has submitted that the petitioner has been served with a notice under Section 22 Second Proviso of the Punjab Municipal Act, 1911 (for short, 'the Act') asking the petitioner to file its reply as to why he should not be removed from the post of the President. Counsel for the petitioner prays for withdrawal of the petition at this stage in order to avail the remedy of reply to the notice because the petitioner would be removed from the post of President when it is notified in the official gazette by the State. He prays that the petitioner may be allowed to raise all the pleas by way of reply so that it may be considered by the State to accept or not to accept “No Confidence Motion” passed against the petitioner.

After hearing learned counsel for the petitioner and keeping in view the facts and circumstances as stated before me, the present petition is

disposed of with liberty to the petitioner to file reply to the notice issued to him under Section 22 Second Proviso of the Act.

It is needless to mention that the petitioner would avail his remedies in accordance with law, if need arises.

July 21, 2017
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No