

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.17366 of 2017

Date of Decision: August 08, 2017

Bachan Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.S.S.Salar, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is a resident of village Papri, Tehsil and District SAS Nagar, Mohali. He has multiple grievances against the Sarpanch of the Gram Panchayat. It is alleged that the Sarpanch is guilty of various irregularities and an enquiry was ordered against him vide memo dated 20.03.2015 (P-3). The enquiry was required to be completed within 30 days but the same has not been concluded though two years have passed. It is also alleged that warrants of possession issued for taking possession of the *shamlat land* on 18.08.2016 are not being executed by the Sarpanch as the persons who are in unauthorized possession of the land are close to him. The third grievance of the petitioner is that respondent No.4-a private builder has utilized the Gram Panchayat land for construction of road and sewerage line for which the said builder was required to pay land price to the Gram Panchayat, as approval was granted conditionally subject to payment of such price. The petitioner alleges that no amount has been deposited by the builder with the Gram Panchayat till date.

Having heard learned counsel for the petitioner and considering the gravity of allegations made against the Sarpanch but without expressing

any views of merits of the allegations for the reason that we have not heard the respondents at this stage, this writ petition is disposed of with a direction to the Deputy Commissioner and DDPO, SAS Nagar, Mohali to immediately take cognizance of the petitioner's allegations and if any enquiry is pending against the Sarpanch, let the same be concluded within 60 days. Similarly, the matter regarding execution of warrants of possession issued in favour of the Gram Panchayat or for the recovery of the amount against the respondent-builder be taken up and needful be done within two months from the date of receiving a certified copy of this order. In case the petitioner finds that the authorities are not taking any action for the recovery of amount, liberty is granted to him to file a fresh petition.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

August 08, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

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