

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

**CWP No.17668 of 2017
Date of Decision: 09.08.2017**

Palwinder Singh

....Petitioner

Vs.

State of Punjab and others

....Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Raj Kumar Garg, Advocate, for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed by the Sarpanch who was put under suspension during the enquiry. The suspension order was challenged by him before the appellate authority. The appeal was allowed and the matter was remanded back to the Director, Rural Development and Panchayat-cum-Commissioner/respondent No.2 to reconsider the matter as to whether the order of suspension is to be maintained or not. While the matter is pending before respondent No.2 and the petitioner is under suspension, the report of regular enquiry has also come and it is submitted that the petitioner has not been found guilty of any alleged charge.

I have heard learned counsel for the petitioner and after examining the available record, am of the considered opinion that the petitioner was put under suspension during the pendency of the enquiry and if the regular enquiry is also over, the petitioner should first approach the Director, Rural Development and Panchayat-cum-Commissioner/respondent No.2, who is seized of the matter in regard to his suspension in terms of the remand order. If any such application is filed at the instance of the petitioner to the Director, Rural Development and Panchayat-cum-

Commissioner/respondent No.2, then the same shall be considered by him objectively and be decided within seven days.

Disposed of.

09.08.2017
Vivek

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking/reasoned Yes/No
Whether reportable Yes/No