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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-24645-2015

Date of decision : 17.04.2017

Jasmail Singh

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Varun Kumar, Advocate
for the petitioner.

Mr. Yatinder Sharma, Addl. A.G., Punjab.

AMIT RAWAL, J. (ORAL)

The grievance of the petitioner in the present writ petition is that the petitioner, who was elected as Sarpanch of Village Barri, Block Sherpur, District Sangrur, Punjab in the Gram Panchayat Elections held in the year 2013, had not been given any powers/rights and also not transferred all the relevant previous record of the Gram Panchayat for the term 2003-2008.

Mr. Yatinder Sharma, Addl. A.G., Punjab submits that as per paragraph No.4 of the reply of respondent No.3/Block Development and Panchayat Officer, Sherpur, the previous record of the Gram Panchayat has been handed over to the petitioner/Sarpanch vide letter No.167 dated 11.01.2017. For the sake of brevity, paragraph 4 of the reply reads as under:-

"4. That it is humbly submitted that the previous records of the

gram panchayat for the terms 2003-2008 had been in the possession of the then Sarpanch Smt. Paramjit Kaur and the same had not been handed over to the concerned Panchayat Secretary while demitting the office of Sarpanch despite repeated requests. The deponent, on assuming the charge of Block Development and Panchayat Officer, Sherpur on 23.12.2016, had procured the records for the term 2003-2008 and had handed over the same to the petitioner vide letter No.167 dated 11.01.2017. However, the petitioner has refused to accept the same. True and translated copy of the said letter dated 11.01.2017 is attached herewith as Annexure R-3/1."

Keeping in view the aforementioned facts, the grievance of the petitioner stands vindicated, therefore, no cause of action survives in the present writ petition.

Accordingly, the present writ petition stands disposed of as having become infructuous.

As regards the previous period, the petitioner, if so advised, can avail the alternate remedy.

17.04.2017
Yogesh Sharma

(AMIT RAWAL)
JUDGE

✓

Whether speaking/reasoned **Yes/ No**

✓

Whether Reportable **Yes/ No**