

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

CWP No.4951 of 2017

Date of Decision.10.03.2017

Pawan Kumar and others

.....Petitioners

Vs

State of Haryana and others

.....Respondents

Present: Mr. Siddharth Batra, Advocate
for the petitioners.

CORAM:HON'BLE MR. JUSTICE AMIT RAWAL

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AMIT RAWAL J. (ORAL)

The contention of the petitioners is that a no confidence motion has been passed by the 9 member councilors against the President of the Municipal Committee on 20.07.2016 and therefore, as per Rules 70 and 70-B of the Haryana Municipal Election Rules, 1978, the Deputy Commissioner is enjoined upon to set out the election process but the same has not been done so far.

In this regard, a legal notice dated 14.01.2017 (Annexure P-5) has been issued to the Deputy Commissioner but no action has been taken so far and they will be satisfied if a direction is issued to the 2nd respondent-Deputy Commissioner, Rohtak, Haryana to consider the legal notice dated 14.01.2017 (Annexure P-5) within a stipulated time.

Without going into the merits and demerits of the claim of the petitioner, I deem it appropriate to direct 2nd respondent-Deputy Commissioner, Rohtak, Haryana to consider the legal notice dated 14.01.2017 (Annexure P-5) within a period of one month from the date of receipt of certified copy of this order and shall pass a speaking order

thereon.

The writ petition stands disposed of with the above direction.

(AMIT RAWAL)
JUDGE

March 10, 2017
Pankaj*

Whether speaking/reasoned Yes

Whether reportable No