

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

CWP No.7593 of 2017.

Decided on:-April 10, 2017.

Jaswant Singh and others

.....Petitioners.

Versus

State of Punjab and others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Tejinder Pal Singh, Advocate
for the petitioners.

HARI PAL VERMA, J. (ORAL)

Petitioner No.1, who is the Sarpanch and petitioners No.2 to 6, who are the Panch and members of the Gram Panchayat of village Kakrala, Tehsil Samana, District Patiala, have approached this Court by way of present writ petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent No.2 i.e. Director, Rural Development and Panchayat, Punjab to conduct fair and proper inquiry into the allegations made against the petitioners preferably under the supervision of respondent No.3 i.e. District Development and Panchayat Officer, Patiala.

The respondents No.5 to 8 have submitted a complaint dated 20.03.2017 (Annexure P-1) to the DDPO, Patiala against the petitioners that the Sarpanch as well as other Panches are doing Panchayat work illegally without the presence of any Panchayat members. Petitioner No.1 has constructed an illegal shop on the Panchayat Government land. He has

damaged and cut the old trees which were planted on the common place of the village.

On the basis of said complaint, the respondent No.4 had directed the petitioners to come present so that the matter can be enquired into.

Learned counsel for the petitioners states that, in fact, the very purpose of filing the complaint (Annexure P-1) is based on political vendetta and, therefore, let a direction be issued to the respondent No.3 to look into the representation dated 31.03.2017 (Annexure P-3) submitted by the petitioners.

Notice of motion to respondents No.1 to 4 only at this stage.

On asking of the Court, Ms. Lavanya Paul, AAG, Punjab accepts notice on behalf of these respondents.

Let requisite number of copies of paper book be given to learned State counsel during the course of the day.

In view of the above, without commenting upon the merits of the case, the present petition is disposed of with a direction to the respondent No.3 to look into the contents of representation (Annexure P-3) and to act in accordance with law.

April 10, 2017

Yag Dutt

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No