

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

**CWP NO. 15245 of 2018
DATE OF DECISION : 04.06.2018**

Jagbir Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Amit Jhanjhi, Advocate,
for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner has impugned the order dated 08.05.2018 (Annexure P-14) whereby the order dated 27.03.2018 (Annexure P-20) staying the impugned order, was vacated.

The petitioner is stated to have been working as Sarpanch in Gram Panchayat Samaspur, Block and District Charkhi Dadri. Upon enquiry and after issuance of Show Cause Notice, he was removed by the order dated 25.01.2018. This order was challenged by the petitioner before the Principal Secretary to Government of Haryana, Development and Panchayats Department (Appellate Authority), by preferring an appeal under Section 51 (5) of the Haryana Panchayati Raj Act, 1994. The operation of impugned order was stayed in appeal by the order dated 27.03.2018. The petitioner, who was present before the Appellate Authority on 08.05.2018, had asked for an adjournment as his counsel was not present but the Appellate Authority had vacated stay granted on 27.03.2018.

Learned counsel for the petitioner contends that mere fact that counsel for the petitioner was not present on one date before the Appellate Authority, could not be the basis for the vacation of stay.

Issue notice to the respondents.

At the asking of Court, Mr. D. R. Singla, Deputy Advocate General, Haryana, accepts notice on behalf of respondents No.1 and 2. A copy of paper-book be supplied to him during the course of day.

Mr. Yashpal Gupta, Advocate and Mr. Ravinder Phogat, Advocate have put in appearance on behalf of respondent No.3-complainant and state that the petitioner has been intentionally delaying the matter before the Appellate Authority.

After hearing learned counsel for the parties, I am of the considered view that the ends of justice would be met if respondent No.1-Appellate Authority is directed to dispose of the appeal expeditiously.

Consequently, the petition is disposed of with a direction to respondent No.1 to decide the appeal preferred by the petitioner within a period of three months from the date of receipt of certified copy of this order. Till the final decision in the appeal, the parties shall maintain status-quo.

(ANUPINDER SINGH GREWAL)
JUDGE

JUNE 04, 2018
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| 1. | Whether speaking/reasoned ? | Yes/No |
| 2. | Whether reportable ? | Yes/No |