

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

CWP-15326-2018

Date of decision:-14.11.2018

Sukhdhir Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondent

**CORAM : HON'BLE MR. JUSTICE A.B.CHAUDHARI
HON' BLE MR. JUSTICE H.S. MADAN**

Present : Mr.P.S. Hundal, Advocate
for the petitioners.

Mr.Ajay Pal Singh Gill, DAG, Punjab.

Mr.NPS Mann, Advocate
for respondent No.7.

A.B.CHAUDHARI, J.(ORAL)

Rule.

Heard forthwith with the consent of the counsel of the rival parties.

The grievance raised in the petition is regarding bifurcation of one Gram Panchayat into two. Learned counsel for the petitioner submits that the petitioners made representation (Annexure P-4) dated 4.4.2018 to the BDPO, Block Bhikhiwind but the same remained undecided.

Learned State counsel submits that he has filed a reply on behalf of the respondents and reply shows that each and every averment made in the petition are incorrect.

Learned counsel for the petitioners in contrast has invited our attention to the objections disputed by the villagers regarding the

veracity of the documents relied upon by the respondents. In fact, the claim of the petitioners is that there is no requirement of Gram Panchayat at all to buttress the claim regarding demand for division of one Gram Panchayat into two.

We think that all the objections raised in the petition are disputed questions of facts and it would be appropriate that the authority apply its mind to decide representation (Annexure P-4).

The counsel for the State submits that the said representation dated 4.4.2018 is not at all been received by the authority concerned. Even if that is so, we think that the State and its agents are under an authority to objections to decide the petition in such serious matters where one Gram Panchayat is sought to be divided into two

In that view of the matter, we make following order:

Rule is partly made absolute. The petitioners shall file the objections before concerned authority within a period of three days from today and thereafter the said authority shall decide it within a period of two weeks therefrom if so desired upon hearing the petitioners.

The petition stands disposed of.

Copy of this order be supplied to learned counsel for the petitioners for supplying the same before the concerned authority by tomorrow.

14.11.2018
Brij

(A.B.CHAUDHARI)
JUDGE

(H.S.MADAAN)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No