

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

130

Civil Writ Petition No.15872 of 2018
Date of Decision: July 4th, 2018

Birmati

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Balraj Gujjar, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court impugning the order dated 16.05.2018 passed by the Deputy Commissioner, Nuh (Mewat) and the inquiry report dated 15.05.2018 (Annexure P-13) submitted by the City Magistrate-cum-Inquiry Officer, Nuh, as also the order dated 29.05.2018 (Annexure P-15) passed by the Principal Secretary, Development and Panchayat Department, Haryana.

2. I have considered the submissions made by the counsel for the petitioner.

3. What is challenged by the petitioner primarily is the reinstatement of respondent No.5-Rajbala as Sarpanch of Village Kherla Kalan, Tehsil Ferozepur Zirka, District Nuh. Against the order of reinstatement, petitioner has already preferred an appeal before the Principal Secretary, Development and Panchayat Department, Haryana, in which notice has been issued for 24.07.2018 (Annexure P-15).

4. Counsel for the petitioner asserts that the Principal Secretary should have, in the appeal, stayed the order of reinstatement of respondent No.5-Rajbala as Sarpanch by the Deputy Commissioner, Nuh (Mewat). This contention of learned counsel for the petitioner cannot

pass appropriate order thereon. There is no illegality in the order dated 29.05.2018 (Annexure P-15) passed by the Appellate Authority. Nothing is being commented upon by this Court as regards the other impugned orders/inquiry report, lest it prejudice the rights of the petitioner or the other parties to the lis. The writ petition, therefore, stands dismissed with these observations.

July 4th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

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