

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

109

**CWP No.31004 of 2018
Date of decision: 07.12.2018**

Surinderpal

...Petitioner

Vs.

State of Punjab and Ors.

...Respondents

**CORAM:HON'BLE MR. JUSTICE A.B. CHAUDHARI
HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present: Mr. Ashok Kumar Sama, Advocate
for the petitioner.

A.B. CHAUDHARI, J.(ORAL)

This Court in CWP No.23825 of 2018 decided on 18.09.2018 (Annexure P-12) after detailed elaboration had given directions to the respondents to consider and decide representation (Annexure P-2) by passing a speaking order. However, the District Development and Panchayat Officer, Fazilka has made a speaking order vide (Annexure P-13). Obviously, this Court had directed the competent authority to pass speaking order and not the subordinate authority.

DDPO should have understood that he has no authority to pass any such order and should have requested the Director to make the order.

Be that as it may, the petition is disposed of with a direction to the Director-respondent No.2 to decide the

issue afresh after taking into consideration the views of all the concerned parties including the view of the Gram Sabha within, a period of six months from today.

Disposed of.

(A.B. CHAUDHARI)
JUDGE

December 07, 2018
Poonam (II)

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned: ***Yes/No***

Whether reportable: **Yes/No**