

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

CWP No.3528 of 2018

Date of Decision: 16.02.2018

Gram Panchayat Lodhi Gujjar

....Petitioner

Versus

State of Punjab and others

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. A.P. Kaushal, Advocate
for the petitioner.

DAYA CHAUDHARY, J. (ORAL)

The present petition has been filed for issuance of a writ in the nature of *mandamus* directing respondent No.1 to decide the representation dated 10.10.2017 (Annexure P-5) and representation dated 09.11.2017 (Annexure P-6) moved by the petitioner as no decision has been taken so far.

Admittedly, the petitioner has filed a petition under Section 199 of Punjab Panchayati Raj Act, 1994 for cancellation of resolution dated 26.10.2017 of General Body Meeting of Gram Sabha Lodhi Gujjar, Block Chogawan, District Amritsar and the same is still pending.

Directly or indirectly the matter is the same. The petition under Section 199 of Punjab Panchayati Raj Act, 1994 has been filed by petitioner-Kuljinder Kaur, who is *Sarpanch* of the Gram Panchayat and the present petition has been filed by Gram Panchayat through its *Sarpanch*.

The writ petition is not maintainable when alternative remedy has already been availed.

The writ petition is dismissed.

However, since the representation of the petitioner is pending with respondent No.2, accordingly, respondent No.2 is directed to take action thereupon in accordance with law.

**(DAYA CHAUDHARY)
JUDGE**

16.02.2018

gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No