

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

**CWP No. 40630 of 2018
Date of decision: 31.12.2018**

Sajja

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vikram Singh, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

This writ petition has been filed for issuance of a writ in the nature of Mandamus for staying the operation and implementation of the impugned order dated 19.11.2018 (Annexure P-1), passed by respondent No. 2 – Deputy Commissioner, Palwal, whereby the petitioner has been ordered to be removed from the post of Sarpanch, till the decision of the appeal along with stay application dated 27.11.2018 (Annexure P-2), filed by the petitioner along with appeal pending before Financial Commissioner-cum-Additional Chief Secretary, Department of Panchayat and Rural Development, Haryana.

Learned counsel for the petitioner, at the very outset, restricts his arguments to the extent that a direction be issued to Financial Commissioner-cum-Additional Chief Secretary, Department of Panchayat and Rural Development, Haryana to decide the application for stay, filed along with the appeal.

In view of the above, this petition is disposed of with a direction to Financial Commissioner-cum-Additional Chief Secretary,

Department of Panchayat and Rural Development, Haryana to decide the application for stay, filed along with the said appeal, on 09.01.2019 or within a period of three days thereafter.

Till the time Financial Commissioner-cum-Additional Chief Secretary, Department of Panchayat and Rural Development, Haryana passes an order, the petitioner shall not be divested of the charge of the post of Sarpanch.

December 31, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No