

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

C.W.P. No. 33001 of 2018 (O&M)

Date of Decision: 17.12.2018

Sushil Kumar

.. Petitioner

vs.

State of Punjab and ors.

....Respondents

Coram: Hon'ble Mr. Justice Rajiv Sharma
Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. Harkesh Manuja, Advocate
for the petitioner.

Mr. Rajesh Bhardwaj, Senior Deputy Advocate General, Punjab

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Rajiv Sharma, J.

It is not in dispute that the grievance made by the petitioner in this writ petition has not been redressed by the competent authority, despite the judgment of the Division Bench of this Court in the case of ***Punjab Pradesh Congress Committee Versus State of Punjab and others***, in ***CWP No.8290 of 2013*** passed on 13.06.2013.

In our opinion, since the elections of the Gram Panchayat is to be held in the near future and the mandate of the aforesaid judgment is that the authority must adjudicate upon the grievances/representation of the concerned party(ies), we think it would be appropriate for the authority to decide the grievances/representation by passing a speaking order after granting opportunity of hearing.

In view of the peculiar facts and circumstances of the case, the petition itself is to be treated as a representation. We direct respondent No.2 to hear and decide the same and pass a speaking order. Needless to say that the contesting parties in the present petition would also be heard by respondent No.2. The decision shall be given, in accordance with law by tomorrow.

It shall be the duty of the petitioner's counsel as well as learned State Counsel to convey today's order to the concerned quarters, duly attested by the Bench Secretary of this Court.

The petition stands disposed of with the direction as aforesaid.

(Rajiv Sharma)
Judge

(Harinder Singh Sidhu)
Judge

17.12.2018
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Whether a speaking/reasoned Yes/No

Whether Reportable: Yes/No