

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

CWP-711-2019

Date of decision: 14.1.2019

Balwinder Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.AS Sekhon, Advocate for the petitioner

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to respondent No.2 to disqualify respondent No.4 from the post of Sarpanch as she is in unauthorized occupation of property belonging to local authority i.e. PEPSU Govt. bearing khasra No. 1306/115 min (1-9), khewat No.209/188, Khatoni No.425, situated near Govt. School, Village Behbal Kalan, Tehsil Jaitu, District Faridkot.

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No. 2- Director, Rural Development and Panchayat, Mohali, Punjab to consider and decide the representation dated 1.1.2019 (Annexure P-2) expeditiously.

Notice of motion.

At the asking of the Court, Mr.Vikas Mohan Gupta, Addl.AG, Punjab accepts notices on behalf of the respondent-State. A complete set of

paper book has been supplied to him in the Court.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No. 2- Director, Rural Development and Panchayat, Mohali, Punjab to consider and decide the representation dated 1.1.2019 (Annexure P-2) within six weeks from the date of receipt of the certified copy of this judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to her, in such eventuality, the consequential relief be allowed to her, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

14.1.2019
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No