

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

CWP-8758-2019

Date of decision: 2.5.2019

Sanjay Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.Sandeep Punchhi, 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 Nos.1 to 4 to take legal action against respondent Nos. 5 and 6 and other officials, who have been held guilty in enquiry for misappropriating the MANREGA funds.

Learned counsel for the petitioner submits that as per the enquiry report dated 30.3.2018 (Annexure P-2) prepared by Deputy Chief Executive Officer, Zila Parishad, Hisar, respondent Nos. 5 and 6 were joined, and were found liable for the loss occurred to the Gram Panchayat. However, no action has been taken against the said respondents in pursuance of order dated 14.8.2018 (Annexure P-8).

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No.3 – Director, Rural Development Department Government of Haryana to accord finality

to the report dated 30.3.2018 (Annexure P-2) expeditiously.

Heard.

A complete set of paper book has been handed over to Mr.Vivek Saini, DAG, Haryana in the Court today.

In view of the above, without advertting to the merits of the case, the present petition is disposed of with a direction to respondent No.3 – Director, Rural Development Department Government of Haryana to accord finality to the report dated 30.3.2018 (Annexure P-2) in accordance with law 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 him, in such eventuality, the consequential relief be allowed to him, 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.

2.5.2019
gsv

[JITENDRA CHAUHAN]
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No