

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

CWP-9620-2018

Date of decision: 10.4.2019

Mohar Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.SS Duhan, Advocate for the petitioner

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for directing respondent Nos. 1 to 3 to take appropriate action against respondent Nos. 4 to 6 under Sections 51 & 53 of the Haryana Panchayati Raj Act, 1994.

Learned counsel for the petitioner states that the petitioner, who is a Panch, has moved applications dated 17.10.2016 (Annexure P-1) and 23.10.2018 (Annexure P-8) against respondent No. 4 for embezzlement of panchayat funds in connivance with respondent Nos. 5 and 6 and the enquiry has been initiated against him but till date the same has not been finalized.

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No. 3- Deputy Commissioner, Hisar to take final view in the matter within a stipulated period.

Heard.

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

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to respondent No.3 Deputy Commissioner, Hisar to take a final view on the applications dated 17.10.2016 and 23.10.2018 (Annexures P-1 and P-8 respectively) within six weeks from the date of receipt of the certified copy of the 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.

10.4.2019
gsv

[JITENDRA CHAUHAN]
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No