

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

CWP-10021-2019

Date of decision: 12.4.2019

Navreet Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.Hardip Singh, Advocate for the petitioner

JITENDRA CHAUHAN, J.

The present writ petition under Articles 226/227 of the Constitution of India has been filed for quashing the order dated 29.3.2019 (Annexure P-8) whereby the enquiry entrusted by respondent No.2, the Director, Rural Development and Panchayat, Punjab to Additional Deputy Commissioner (Development), Patiala and thereafter, has been retransferred to ADC (D), Fatehgarh Singh under the influence of respondent No.4.

States that the petitioner carried out large development in the village being Sarpanch from the year 2013 to 2018. Respondent No.4 being an influential person got started an enquiry against the petitioner alleging embezzlement of the panchayat funds during his tenure. Initially the enquiry was entrusted to ADC, Fatehgarh Sahib, thereafter, it was transferred to ADC Patiala and thereafter under the influence of respondent No.4, it was shifted to ADC SAS Nagar. He further submits that again now, without any notice to him, the enquiry has been transferred to ADC(D),

Fatehgarh Sahib. Therefore, he prays for conducting the enquiry by ADC (D), Patiala.

Heard.

The allegations against the petitioner is that he had allegedly embezzled an amount of Rs.1,61,37,482.87 in connivance with the govt. officials, during his tenure as Sarpanch of the village from 2013 to 2018. Learned counsel for the petitioner has failed to show any cogent and convincing evidence to prove the allegation as leveled in the petition against respondent No.4 regarding his apprehension that a fair enquiry will not be conducted in the matter at Fatehgarh Sahib. Mere allegations are not sufficient to retransfer the enquiry.

Dismissed.

12.4.2019

gsv

[JITENDRA CHAUHAN]
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No