

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANIDGARH

CWP No.26982 of 2016 (O&M)

Date of Decision: 23.10.2019

Chairman-cum-Sarpanch, Gram Panchayat Balian **Petitioner**

Versus

Punjab State Power Corporation Ltd. and others **Respondents**

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. T.P. Singh, Advocate
for the petitioner.

Mr. A.K. Sharma, Advocate
for respondents No.1 and 2.

Ms. Simran Grewal, AAG, Punjab.

RAJIV NARAIN RAINA, J (ORAL)

On 14.10.2019, the following order was passed:-

“A request for adjournment has been made on behalf of Mr. T.P. Singh.

Mr. Sharma has explained that the Panchayat owes about ₹63.00 lacs towards electricity bills for tubewell connection.

This Court may remark that the Gram Panchayat, Village Balian, which is a defaulter, is not a party and it is only the Chairman-cum-Sarpanch, who is the petitioner. The stay cannot be seen as a personal victory for the Sarpanch. He does not have to pay money from his pocket to the PSPCL.

Mr. T.P. Singh, Advocate, to appear and show cause as to why the stay order be not vacated.

Adjourned to 23.10.2019.”

An application is filed with amended memo of parties. There is no resolution of the Gram Panchayat to maintain this petition nor has any

one authorized any person to sign pleadings on its behalf. Counsel says that no one has come forward from the Gram Panchayat to instruct him. He has written a letter but he has not received any response from the Gram Panchayat. This petition is not maintainable as it stands and hence, it is dismissed with liberty to Gram Panchayat, Village Balian to seek their remedies as available in law.

Dismissed with the aforesaid liberty.

No orders are required to be passed in the pending miscellaneous applications.

(RAJIV NARAIN RAINA)
JUDGE

23.10.2019
D.Bansal

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No