

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

**CWP-32982-2019(O&M)
Date of decision-15.11.2019**

Vikas Goyal

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. C.M. Munjal, Advocate
for the petitioner(s).

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab.

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of certiorari for quashing the resolution/proceeding No.161 dated 28.08.2019 (Annexure P-5) passed by the Municipal Council Bareta-respondent No.4, whereby respondent No.5 has been elected as Vice President of Municipal Council Bareta in violation of the order dated 06.02.2018 passed in CWP-2588-2018 (Annexure P-1).

Learned counsel for the petitioner states that representation for cancellation of the resolution No.161 dated 28.08.2019 passed by Municipal Corporation Bareta, is pending consideration before respondent No.2. At this stage, he would be satisfied, if a direction is issued to respondent No.2- Deputy Commissioner, Mansa to look into the matter and decide the representation dated 13.09.2019 (Annexure P-10) expeditiously.

Heard.

A complete set of paper book has been handed over to Mr. Vikas Mohan Gupta, Addl. A.G., Punjab in the Court today.

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- Deputy Commissioner, Mansa to consider and decide the representation dated 13.09.2019 (Annexure P-10) in accordance with law within six weeks from the receipt of the certified copy of the judgment, after affording effective opportunities of hearing to all the parties concerned. In case, on consideration, the competent authority reaches to the conclusion that the request made by the petitioner is admissible, 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 request made by the petitioner is not admissible, in that case, a speaking order be passed in the matter.

15.11.2019

ps-I

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
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Whether Reportable :	Yes	No
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