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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.2844 of 2020

Date of decision: 03.02.2020

**Gram Panchayat, Nagoli, Block Naraingarh, District Ambala through
its Sarpanch**

.....Petitioner

V/s.

State of Haryana and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Bhag Singh, Advocate,
for the petitioner.

Sanjay Kumar, J. (Oral)

The grievance of the petitioner Gram Panchayat of Village Nagoli, Block Naraingarh, District Ambala, is that necessary police protection is not being provided to enable it to undertake certain works, viz., construction of a Phirni and a passage with interlocking Tiles, along with a Drain, adjacent to the Shamshan Ghat.

Perusal of the record reflects that pursuant to the Resolution passed by the petitioner Gram Panchayat, the Block Development and Panchayat Officer, Naraingarh, addressed letter dated 02.07.2018 (Annexure P-6) to the Sub-Divisional Officer (Civil), Naraingarh, requesting that police protection may be provided for undertaking the works in question.

Pursuant thereto, the Sub-Divisional Magistrate, Naraingarh, addressed letter dated 05.07.2018 (Annexure P-7) to the Deputy Superintendent of Police, Naraingarh, requesting that police help be provided

for completing the subject works. However, it appears that no steps were taken in this regard.

The record also reflects that earlier when these works were sought to be undertaken by the Gram Panchayat independently, a criminal case under Section 506 IPC came to be registered, vide FIR No.156 of 2016 on the file of P.S. Naraingarh.

In the above circumstances, this Court is of the opinion that no issue, as such, arises for adjudication on merits in this writ petition. It is for the authorities concerned to take appropriate action based on the Resolution passed by the petitioner Gram Panchayat, which seems to have been accepted and acted upon by the Block Development and Panchayat Officer, Naraingarh.

The writ petition is accordingly disposed of directing the Deputy Superintendent of Police, Naraingarh, District Ambala, the fifth respondent, to take appropriate action in the matter and provide police assistance and protection to enable the petitioner Gram Panchayat to undertake the subject works. Needless to state, the petitioner Gram Panchayat has to undertake the works in accordance with the due procedure laid down by law and necessary documentation in this regard shall be produced before the fifth respondent. A decision in this regard shall be taken without fail by the fifth respondent within four weeks from the date of receipt of a certified copy of this order.

No order as to costs.

03.02.2020

rakesh

whether speaking/non speaking

:

Yes/no

whether reportable/non reportable

:

Yes/no

(SANJAY KUMAR)
JUDGE