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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.2707 of 2020
Date of decision: 03.02.2020

Bharat Singh

.....Petitioner

V/s.

State of Haryana and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Harsh Bunger, Advocate,
for the petitioner.

Sanjay Kumar, J. (Oral)

The petitioner seeks a direction to the State authorities to take appropriate action for removal of the ninth respondent from the post of Sarpanch of the Gram Panchayat of Village Bhangrolla, Tehsil and District Gurugram.

The case of the petitioner is that the ninth respondent suffers disqualification for holding this public office as he is in unauthorized possession of Panchayat land. The petitioner seems to have made representation dated 04.09.2019 (Annexure P-14) in this regard. His earlier representation dated 25.08.2015 (Annexure P-2) was made to the jurisdictional authority, viz., the Deputy Commissioner, Gurugram, Haryana. His complaint presently is that no effective action is being taken upon his representations.

As this Court does not propose to go into the merits of the matter or the validity of the allegations made by the petitioner against the

ninth respondent, there is no necessity to either keep the matter pending for adjudication on merits or afford an opportunity of hearing to the ninth respondent after putting him on notice at this stage. It is for the authorities concerned to apply their mind to the merits of the allegations made by the petitioner against the ninth respondent and take appropriate action thereon, if warranted.

The writ petition is accordingly disposed of directing the Deputy Commissioner, Gurugram, the third respondent herein, to consider the petitioner's representation made in this regard on its own merits and in accordance with law. The Deputy Commissioner, Gurugram, shall initiate appropriate action thereon, if warranted, in accordance with due procedure. This exercise shall be completed expeditiously and in any event, not later than four months from the date of receipt of a certified copy of this order.

No order as to costs.

03.02.2020.

rakesh

(SANJAY KUMAR)
JUDGE

whether speaking/non speaking	:	<i>Yes/no</i>
<i>whether reportable/non reportable</i>	:	<i>Yes/no</i>