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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-9573-2020

Date of decision: 16.07.2020

Ravinder Kumar, Panch

.....Petitioner

V/s.

State of Haryana and another

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Naveen S. Bhardwaj, Advocate, for the petitioner.

Mr. Sanjay Mittal, Additional Advocate General, Haryana

Sanjay Kumar, J.

The grievance of the petitioner in this writ petition is that he was suspended from the post of Panch of Gram Panchayat, Dhani Janga, by way of the impugned order dated 20.05.2020 (Annexure P-3) passed by the Deputy Commissioner, Bhiwani.

Though the aforestated order is appealable under the provisions of Section 51(5) of the Haryana Panchayati Raj Act, 1994, Mr. Naveen S. Bhardwaj, learned counsel for the petitioner, had asserted before this Court at the last hearing that the appellate authority, viz., the first respondent herein, was not inclined to entertain any appeal owing to the prevailing situation caused by the Coronavirus Pandemic. The matter was accordingly adjourned to enable the petitioner to produce a copy of the appeal sought to be filed by him.

Today, Mr. Naveen S. Bhardwaj, learned counsel, would inform this Court that a soft copy of the appeal has been shared online.

While so, Mr. Sanjay Mittal, learned counsel for the State authorities, would inform this Court, on the strength of instructions, that the first respondent, the appellate authority, is entertaining appeals under Section 51(5) of the Act of 1994 and that the petitioner may, as well, invoke the statutory appellate remedy available to him.

In the light of the aforestated submission made on behalf of the appellate authority, the writ petition is disposed of permitting the petitioner to forthwith present his appeal against the impugned suspension order dated 20.05.2020 (Annexure P-3) passed by the Deputy Commissioner, Bhiwani. In the event the petitioner presents the appeal, the first respondent is directed to dispose of the same expeditiously and in any event, not later than four weeks from the date of receipt of such appeal.

No order as to costs.

(SANJAY KUMAR)
JUDGE

16.07.2020

rakesh

whether speaking/non speaking : Yes/no

whether reportable/non reportable : Yes/no