

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

CWP 9653 of 2020

Date of Decision: July 13, 2020

Geeta DeviPetitioner
Versus
State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Vikram Singh Advocate
for the petitioner.

Mr. Rajesh Gaur, Addl. A.G. Haryana.

FATEH DEEP SINGH, J. (Oral)

The matter has been taken up through video-conferencing on account of outbreak of pandemic COVID-19.

Notice of motion.

Mr. Rajesh Gaur, Addl. A.G. Haryana puts in appearance and accepts notice on behalf of the respondents. Let copy of the paper book be supplied to him.

Petitioner Geeta Devi contending that she has been elected as Sarpanch of Gram Panchayat Village Pipli and has been suspended vide order dated 03.07.2020 from the post of

Sarpanch on frivolous allegations that she has caused undue financial loss to the Gram Panchayat and that she has filed appeal against the said suspension orders in terms of Section 51(3) of Haryana Panchayati Raj Act 1994 before the Financial Commissioner-cum-Additional Chief Secretary, Department of Panchayat and Rural Development, New Civil Secretariat, Haryana but on account of the fact that the concerned Court is not processing the appeals, the matter is being unduly prolonged. The counsel has sought to seek support from earlier order passed by this Court in CWP 2685 of 2020 decided on 31.01.2020 titled as **Satpal Vs. State of Haryana and others.**

Keeping in view the stand of the respondents/State admittedly that there has been no processing of appeals and the fact that the apprehension of the petitioner that there is political vendetta being unleashed on the post having political interest by the respondents. As such, the present petition under Article 226/227 of the Constitution of India seeking directions for setting aside the orders of suspensions Annexure P-1 till the disposal of the appeal (Annexure P-2). Upon hearing the two sides at length, the petition is disposed off with the directions that since there are evident allegations of financial misdemeanor and it would not be in the fitness of things to pass stay on suspension orders at this initial stage, however, to maintain the balance of convenience and in the interest of justice, it will suffice the

purpose, if the respondents are directed to dispose the said appeal (Annexure P-2) moved under Section 51(3) of the Haryana Panchayati Raj Act, 1994 within a period of 15 days by passing a speaking order after receipt of certified copy of this order.

July 13, 2020
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No