

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

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**CWP No.11481 of 2020
Date of decision:10.08.2020**

Devi Chand

... Petitioner

Vs.

Financial Commissioner-cum-Principal Secretary, Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr.Vineet Chaudhary, Advocate
for the petitioner.

SUVIR SEHGAL J. (ORAL)

This matter has been taken up for hearing through video conferencing due to Covid-19 Pandemic.

Learned Counsel for the petitioner has submitted that respondent No.3 was suspended from the post of Sarpanch of Gram Panchayat, Sohana, Block Karnal, District Karnal vide order dated 06.11.2019, Annexure P-1. He challenged the suspension order by filing an appeal under Section 51(5) of the Haryana Panchayati Raj Act, 1994. By order dated 03.12.2019, Annexure P-3, the appellate authority-respondent No.1 stayed the operation of the order, Annexure P-1, till the next date of hearing. The petitioner, who was the complainant, filed an application dated 10.01.2020, Annexure P-4 for being impleaded as a party respondent to the appeal. However, the counsel contends that till

date neither his application has been taken up for hearing nor the appeal has been decided.

Counsel submits that the petitioner will be satisfied in case a time bound direction is given to respondent No.1 to decide his application as well as the appeal filed by respondent No.3. Prayer made by the counsel is just and reasonable.

Since the matter is pending before the appellate authority, without examining the merits of the application filed by the petitioner or of the appeal filed by respondent No.3, it is a fit case where a direction deserves to be issued to the appellate authority-respondent No.1 to decide the application as well as the appeal within a period of two months from the date of receipt of certified copy of this order. It will be open to the appellate authority to hear and decide the application and appeal by virtual mode.

The writ petition is, accordingly, disposed of.

10.08.2020

pooja saini

(SUVIR SEHGAL)

JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No