

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

CWP-16387-2020

Date of decision: 07.10.2020

Hardeep Singh

.....Petitioner.

vs.

State of Haryana and others

.....Respondents.

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. R. S. Mamli, Advocate, for
Ms. Surinder Kaur Mamli, Advocate, for the petitioner.

Mr. Rajesh Gaur, Additional Advocate General, Haryana
and Mr. Minderjeet Yadav, Deputy Advocate General,
Haryana.

.....

Sanjay Kumar, J. (ORAL)

The grievance of the petitioner, a resident of Azad Nagar, Tehsil and District Fatehabad, is that Baljinder Singh, a Tubewell Operator at the Water Boosting Station, Fatehabad, is misusing and abusing his office. His complaint is that no action is being taken by the authorities against him.

Perusal of the material placed on record reflects that various representations were submitted to the authorities in relation to this issue but insofar as the petitioner's own representation dated 13.11.2019 is concerned, it was addressed to the Chief Minister, State of Haryana. There is no indication of a copy of this representation having been submitted to any other authority who would actually be concerned with taking action in the matter, if necessary. An undated representation seems to have been

made to the Deputy Commissioner, Fatehabad, wherein the petitioner was a signatory along with others. However, there is no proof of receipt of this representation by the addressee.

As it is for the authorities concerned to take appropriate action against any lower official who is abusing or misusing his office, this Court sees no necessity to entertain this writ petition or keep it pending for adjudication on merits. It would suffice at this stage if a direction is given to the authorities concerned to look into the matter upon a proper representation being made to them.

Further, as this Court does not propose to venture any opinion on the allegations levelled against Baljinder Singh, the unofficial respondent, it would also not be necessary to put him on notice or afford him an opportunity of hearing.

The writ petition is accordingly disposed of permitting the petitioner to make a representation afresh to the Deputy Commissioner, Fatehabad, and the District Development and Panchayat Officer, Fatehabad, the third and fourth respondents respectively. In the event, such a representation is made, the same shall be considered on its own merits by the authority concerned and appropriate action shall be taken in accordance with due procedure, if warranted. This exercise shall be completed expeditiously and, in any event, not later than three weeks from the date of receipt of the petitioner's representation.

No order as to costs.

(SANJAY KUMAR)
JUDGE

07.10.2020

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integrity of this document

whether speaking/non speaking

yes/no

whether reportable/non reportable

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