

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-15636-2018 (O&M)

Date of Decision:-26.02.2020.

Kuldeep Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Gaurav Mohunta, Advocate for the petitioner.

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

Mr. Vikram Singh, Advocate for respondent No.3.

SANJAY KUMAR, J. (Oral)

Challenge in this writ petition is to the order dated 22.05.2018 (Annexure P-6) passed by the Appellate Authority, viz., the Principal Secretary, Development and Panchayats Department, Government of Haryana, confirming the order dated 03.07.2017 (Annexure P-5) passed by the Deputy Commissioner, Kurukshetra, removing the petitioner from the post of Sarpanch of the Gram Panchayat of Village Adhoya, Block Pehowa District Kurukshetra.

While granting stay of the operation of the aforesaid orders, this Court noted, on 05.07.2018, that neither of the authorities had applied their mind to the issues raised before taking a decision.

In the light of the aforesaid order passed by this Court and as

bare perusal of the impugned orders demonstrates that they are completely unreasoned in terms of offering sufficient justification for the action taken against the petitioner, the writ petition is allowed setting aside both the impugned orders, Annexures P-6 and P-5. The matter is remitted to the file of the Deputy Commissioner, Kurukshetra, for consideration afresh in accordance with law and due procedure. The Deputy Commissioner, Kurukshetra, shall pass a reasoned order after giving an opportunity of hearing to all parties concerned. The exercise in this regard shall be completed expeditiously and in any event, not later than six weeks from the date of receipt of a certified copy of this order.

Pending miscellaneous application shall also stand disposed of.

No orders as to costs.

(SANJAY KUMAR)
JUDGE

February 26, 2020.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.