

CM-850-CWP-2020 in/and
CWP No. 33013 of 2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-850-CWP-2020 in/and
CWP No. 33013 of 2019
Date of decision: 21.01.2020

Gagandeep Kaur

.....Petitioner

V/s.

State of Punjab and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Shiv Kumar Sharma, Advocate,
for the petitioner.

Mr. Avinit Avasthi, Assistant Advocate General, Punjab.

Sanjay Kumar, J. (Oral)

CM-850-CWP-2020

This miscellaneous application is ordered and the short affidavit filed by the Block Development and Panchayat Officer, Sangat Mandi, is taken on record.

Main writ petition

Mr. Judgepreet Singh Warring, learned counsel, entered appearance for respondent Nos. 4 to 7 and filed his power of attorney. The same is taken on record.

The petitioner, a Panch of the Gram Panchayat of Village Ghudda, District Bathinda, was made the Sarpanch of the said Gram Panchayat, vide Resolution dated 19.07.2019 (Annexure P-1), owing to the

removal of the elected Sarpanch, Seema Rani.

By way of this writ petition, the petitioner assailed the letter dated 06.11.2019 issued by the Block Development and Panchayat Officer, Sangat Mandi, District Bathinda, proposing to hold meetings in relation to her failure to carry out certain development works. On the strength of the deliberations in the said meetings, it appears that a proposal was made to remove the petitioner from the post of Sarpanch.

By order dated 16.11.2019, this Court directed that the proceedings pursuant to the meetings held on 06.11.2019 and 14.11.2019 should not be acted upon till the next date of hearing.

However, in the light of the short affidavit filed by the Block Development and Panchayat Officer, Sangat Mandi, District Bathinda, it is clear that the displaced elected Sarpanch, Seema Rani, has now been reinstated in office pursuant to the order dated 05.12.2019 passed by the Financial Commissioner, Rural Development and Panchayat Department, State of Punjab, in the appeal filed by her, viz, Appeal No.7 of 2019.

In the light of the aforestated development, the petitioner no longer has any right or claim to continue as the Sarpanch of the subject Gram Panchayat.

The writ petition is accordingly dismissed on this short ground.

No order as to costs.

(SANJAY KUMAR)
JUDGE

21.01.2020

rakesh

whether speaking/non speaking : Yes/no

whether reportable/non reportable : Yes/no