

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

**CWP-1516-2021 (O&M)
Date of Decision:22.01.2021**

Rajbir Singh Malik

... Petitioner

Versus

State of Haryana & others

... Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Rajesh Lamba, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Challenge in the instant petition is to the warrant of attachment at Annexure P-1 passed by the Deputy Commissioner-cum-Collector, Bahadurgarh/respondent No.2 and the consequential orders at Annexures P-2 and P-3 arising out of the warrant of attachment issued under Section 72 of the Punjab Land Revenue Act, 1887.

It is the contention raised by counsel that the impugned warrant of attachment has been issued pursuant to the inquiry report dated 22.02.2017 (Annexure P-5) that had been submitted by the Inquiry Officer-cum-City Magistrate, Jhajjar. In such inquiry, certain findings have been recorded as regards mis-use/embezzlement of funds by the present petitioner in the capacity of a Sarpanch.

Counsel at the very outset seeks withdrawal of the writ petition with liberty to raise a challenge to the inquiry report at Annexure P-5 before

the competent Authority.

Writ petition is disposed of as withdrawn with liberty as prayed for.

It is, however, clarified that the liberty so granted would not be construed as if this Court has condoned the aspect of delay insofar as raising a challenge to the inquiry report at Annexure P-5 as per law.

22.01.2021

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**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) Whether speaking/reasoned? | Yes/No |
| ii) Whether reportable? | Yes/No |