

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

CWP-1899-2021 (O&M)

Date of decision: 15.09.2021

Ramandeep Kaur and others

...Petitioners

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms.Amisha Batra, Advocate for the petitioners
Ms. Kanica Sachdeva, AAG, Punjab

ANIL KSHETARPAL, J (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Through this writ petition, the petitioners who are elected Sarpanch and Panches of the Village assails the correctness of the order passed by District Development and Panchayat Officer on 12.03.2020 while appointing an Administrator to carry out the development work in the village. While passing the order, the concerned District Development and Panchayat Officer has stated that if any member of the Gram Panchayat is not satisfied with these orders then the respected Director, Rural Development and Panchayat Department can review these orders under Section 201 of the Punjab Panchayati Raj Act, 1994.

Learned counsel representing the petitioners contends that the Administrator has continued to manage the affairs of the Gram Panchayat under the aforesaid orders for a period of 1 year and 6 months.

As per 73rd amendment of the Constitution, Part IX was

substantially amended. The Gram Panchayat was recognized by the Constitution of India as an institution of Civil Government constituted in Article 243-B for rural areas.

Keeping in view the aforesaid facts, the Director, Rural Development and Panchayat Department, is requested to re-consider the matter while keeping in view the fact that the order appointing the Administrator remained in operation for a period of 1 year and 6 months.

Let the Director, Rural Development and Panchayat, Punjab, pass a speaking order within a period of 15 days, after granting an opportunity of hearing to all the concerned.

Disposed of.

All the pending miscellaneous applications, if any, are also disposed of.

15.09.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE