

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

CWP-11434-2021(O&M)

Date of decision: 01.07.2021

Major Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Amit Kumar Walia, Advocate, for the petitioner
Ms. Kanica Sachdeva, AAG, Punjab
Mr. R.K.Chaudhary, Advocate for respondent no. 4 to 7

ANIL KSHETARPAL, J. (ORAL)

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

Learned counsel representing the petitioner submits that although his appeal is pending before the Director, Rural Development and Panchayat Officer, Punjab, however, he insists that the matter be finally decided by this Court.

The petitioner is an elected Sarpanch of Gram Panchayat Village Gujran, Block Dirba, Tehsil Sunam, District Sangrur. There are large number of Panchs in the village. From the reading of the order itself, it is apparent that the Sarpanch and the Panchs have differences and because of this reason the large amount of grant received by the Gram Panchayat has not been utilized for carrying out development works in the village. As many as 7 Panchs of the Gram Panchayat submitted a complaint against the petitioner-Sarpanch. A meeting was called under the supervision of Block Development and Panchayat Officer on 30.03.2021.

Thereafter, again meetings were called on 08.04.2021 and 05.04.2021. The Sarpanch was given an opportunity to start the development work within 7 days vide the notice dated 04.05.2021, however, he failed to carry out the work. Thus, the District Development and Panchayat Officer, Sangrur, in accordance with the powers conferred under Section 200 of the Panchayati Raj Act, 1994, directed the Panchayat Secretary to manage the affairs and carry out the development work as per the Government guidelines. His tenure as a Manager comes to an end on 17.07.2021.

Learned counsel representing the petitioner contends that the instructions issued by the Government have been violated which requires a notice and opportunity to the Sarpanch to carry out the development work. It is apparent from the facts noticed above that sufficient opportunity has already been granted to the Sarpanch but he has failed to carry out the work due to differences with the Panchs. The period for which the Panchayat Secretary was appointed as a Manager is coming to an end within next 16 days.

Keeping in view the aforesaid facts, no ground to interfere with the order passed is made out.

Hence, dismissed.

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

01.07.2021
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No