

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

CWP-21100-2021 (O&M)

Date of decision: 10.11.2021

Jasvir Kaur

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ravi Chadda, Advocate for the petitioner
Ms.Harsimrat Rai, DAG, Punjab

ANIL KSHETARPAL, J (Oral)

On 13.10.2021, the following order was passed by this

Court:-

“Learned counsel representing the petitioner contends that the respondent-authority, without following the procedure prescribed under Section 216 of the Punjab Panchayati Raj Act, 1994, is forcing the petitioner to pay the amount on account of alleged loss caused to the Panchayat. The petitioner is a former Sarpanch.

Ms. Sunint Kaur, AAG, Punjab, enters appearance on behalf of the respondents, pursuant to supply of advance copy of the writ petition and on instructions from Ms. Dhara Kakkar, BDPO, Tanda, submits that the proceedings under Section 216 of the Punjab Panchayati Raj Act, 1996 have not only been initiated but have already been concluded and the petitioner has not filed any appeal against the same. She prays for some time to place on record the aforesaid report.

Adjourned to 14.10.2021.”

In deference to the order dated 09.11.2021, Sh. Manpreet Singh, Director, Rural Development and Panchayat, Punjab, has come present in the Court and has supplied a copy of the order passed by the Block Development and Panchayat Officer, Tanda. He has also undertaken that he will issue instructions to the revenue authorities not to

proceed with the auction of the property of the petitioner. He further submits that if the petitioner files an appeal before the District Development and Panchayat Officer, against the various orders passed, it will not be dismissed on the ground of limitation and would be decided on merits.

Keeping in view the aforesaid facts, the petition is disposed of while granting opportunity to the petitioner to file an appeal within a period of 15 days from today, against the various orders passed before the District Development and Panchayat Officer.

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

10.11.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE