

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

(214)

CWP No. 31764 of 2019

Date of Decision : 19.01.2021

Rajesh Kumar and others

...Petitioners

Versus

State of Haryana and others

.....Respondents

(through video conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Sandeep Thakan, Advocate for the petitioners.

Mr. Sharad Aggarwal, Assistant Advocate General, Haryana.

Harsimran Singh Sethi, J. (Oral)

In the present writ petition the grievance, which is being raised by the petitioners is that respondent No. 4, who is the Sarpanch, has embezzled certain Govt. funds for which the action needs to be taken, but despite the fact that there is already an ample evidence qua the said allegation before the Competent Authority, still no action is being taken against the said Sarpanch as envisaged under the Haryana Panchayati Raj Act, 1994.

Learned counsel for the petitioners submits that petitioners have already submitted a legal notice on 16.05.2019 (Annexure P-7) to the Director Panchayat, Haryana raising the said grievance and the said legal

notice is still pending consideration with the authorities and petitioners will

be satisfied, at this stage, in case a time bound direction is issued to respondent No. 3 to decide the same by passing appropriate speaking order.

Learned State counsel raises no objection for deciding the legal notice dated 16.05.2019 (Annexure P-7) by respondent No. 3-Deputy Commissioner, Bhiwani, District Bhiwani, in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioners, respondent No. 3-Deputy Commissioner, Bhiwani, District Bhiwani is directed to decide the legal notice dated 16.05.2019 (Annexure P-7) by passing a speaking order within a period of three months from the receipt of copy of this order.

Present writ petition stands disposed of.

January 19, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes/No*
Whether reportable? *Yes/No*