

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

Sr. No.120

CWP-10298-2022 (O&M)

Date of decision : 19.05.2022

Sukhdev Singh

..... Petitioner

VERSUS

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Nitin Verma, Advocate, for
Mr. Surinder Thakur, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner was elected as a Panch of village Rajpur Bhaian, Tehsil & District, Hoshiarpur and in the same election, respondent No.6 was elected as the Sarpanch. Soon after the election, respondent No.6 went abroad without any information and thus, the petitioner was elected as officiating Sarpanch. After the return of respondent No.6, the petitioner was directed to handover charge, but sometime later, he again went abroad and the petitioner was again elected as officiating Sarpanch. Now, he has come back and the petitioner is being asked to handover the charge. The petitioner and other Panches have submitted a complaint dated 22.12.2021 (Annexure P-4) for taking action against respondent No.6 rather than asking the petitioner to handover charge, but no order has been passed thereupon. This action is statedly illegal and malafide.

Notice of motion to respondents No.1 to 4 only.

Mr. Arun K. Kaundal, DAG, Punjab accepts notice and waives service.

Considering the nature of the order being passed, no reply is

The writ petition is disposed of with a direction to respondent No.2 to decide the pending representation dated 22.12.2021 (Annexure P-4) by passing a speaking order within eight weeks from the date of receipt of certified copy of this order. Till the passing of the order, the petitioner shall not be asked to handover charge.

(SUDHIR MITTAL)
JUDGE

19.05.2022
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No