

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

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**CWP No.22378 of 2022
Date of Decision:-27.09.2022**

Manoj Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM:- HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MS. JUSTICE NIDHI GUPTA**

Present:- Mr. Ashish Aggarwal, Sr. Advocate with
Mr. Govind Chauhan, Advocate
for the petitioner.

Mr. Ankur Mittal, Addl. A.G. Haryana assisted by
Mr. Saurabh Mago, AAG, Haryana.

RITU BAHRI, J.(Oral)

Prayer in this petition filed under Articles 226 and 227 of the Constitution of India for issuance of writs in the nature of certiorari, mandamus and prohibition etc. for quashing and setting aside the order dated 21.9.2022 (Annexure P-3) passed by respondent No.2 and further directing to the official respondents to reserve the office of S.C. Sarpanch as per the provisions of Rule 6(6) of the Rule of 1994.

Learned counsel for the State on instructions from Mr. Manoj Kumar, Block Development and Panchayat Officer, Block Pinagwaun, Tehsil Punhana, District Nuh (Mewat) has informed that while passing the

order dated 21.09.2022 (Annexure P-3) by respondent No.2-Director General, Development and Panchayats Department, the report given by the present BDPO, was inadvertantly wrong and had been followed.

It is being clarified today by learned State counsel on instructions that in all the three panchayats, Basai Khanjada, Pinagwan and Sultanpur Punhana all the three villages were reserved two times in SC category and hence in the present selection the first two villages, going by the proportion of percentagewise, the villages Basai Khanjada and Pinagwan should have been reserved for SC category.

Keeping in view the mistake, the respondents will withdraw this order dated 21.9.2022 (Annexure P-3) and given liberty to withdraw this order and the BDPO will send a fresh report today itself and the fresh order will be passed on the basis of correct information furnished in the Court today as noted hereinabove.

In view of the above, the present petition is disposed of as in view of the statement of the learned State counsel, no further orders are required to be passed in the present petition.

(RITU BAHRI)
JUDGE

September 27, 2022
Vijay Asija

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No