

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CWP-22905-2022 (O&M)****Date of decision: 17.10.2022****Raj Kumar****....Petitioner****V/s.****State of Haryana and others****.....Respondents****CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MS. JUSTICE NIDHI GUPTA****Present:** Mr. Vijay Kumar Sheoran, Advocate
for the petitioner.Mr. Ankur Mittal, Addl.A.G., Haryana with
Mr. Saurabh Mago, A.A.G., Haryana.Mr. Sandeep Bhardwaj, Advocate
for respondent No.6.**********Ritu Bahri, J. (Oral)****CM-16409-CWP-2022**

Application for placing on record documents is allowed and the same are taken on record as Annexures P-9 to P-11.

CM-16032-CWP-2022

Application for impleading applicant-Vijay son of Jagdish is allowed and he is impleaded as respondent No.6.

CM-16033-CWP-2022

Application for placing on record amended memo of parties is allowed and the same is taken on record.

CWP-22905-2022

The grievance of the petitioner in the present case is that the village Atela Kalan has been reserved third time under the Scheduled Caste category for the post of Sapanch. The petitioner has placed on record documents including notification dated 12.01.1995 (Annexure P-9).

Learned counsel for the State has referred to notification dated 12.01.1995 (Annexure P-9) in which village Atela Kalan has been shown to be reserved for General Category for the post of Sarpanch and Partap s/o Meer Singh was elected as Sarpanch and in village Atela Naya, Diwan Singh s/o Sheo Karan was elected as Sarpanch under the General category. A perusal of letter dated 17.09.1994 (Annexure P-1) shows that the village Atela Kalan was reserved for Scheduled Caste category for the post of Sarpanch (At page 23 of the paper-book). However, in the vernacular of the said letter, village Atela Naya was cut and village Atela Kalan was shown as reserved under the Scheduled Caste category. Today, he produced the original of the letter dated 17.09.1994 in which village Atela Naya was shown reserved for the post of Sarpanch under the Scheduled Caste category. Even in village Atela Naya, Diwan Singh s/o Sheo Karan was elected as Sarpanch under the General category as per notification dated 12.01.1995 (Annexure P-9). Meaning thereby, the village Atela Kalan was not reserved for the post of Sarpanch under the Scheduled Caste category in the year 1994. He further informs that elections for the post of Sarpanch has already been announced in Block and District Charkhi Dadri on 14.10.2022.

Keeping in view that elections have already been announced in Block and District Charkhi Dadri on 14.10.2022, the instant writ petition is dismissed.

(RITU BAHRI)
JUDGE

(NIDHI GUPTA)
JUDGE

17.10.2022

Divyanshi

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No