

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

(222)

LPA-2160-2017 (O&M)
Date of Decision:-27.09.2022.

Raju

.....Appellant

Versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ALOK JAIN**

Present: Mr. Divyam Singh, Advocate for
Mr. Vikram Singh, Advocate for the appellant.

Mr. Deepak Bhardwaj, DAG, Haryana.

AUGUSTINE GEORGE MASIH, J. (Oral)

On 13.11.2017, following order was passed:-

“Contends that the appellant is willing to deposit the ascertained amount of Rs. 4 lacs to re-compense the Panchayat for the alleged loss without prejudice to his rights.

Notice of motion for 15.03.2018.

If the appellant deposits Rs. 4 lacs with the office of Deputy Commissioner concerned within a period of 2 weeks from today, the order of suspension shall be kept in abeyance.

We also direct that the regular inquiry against the appellant be concluded as expeditiously as possible preferably within a period of two months and the report be furnished to this Court.”

In pursuance to the above order, an amount of ₹ 4 lacs was deposited by the appellant. While keeping that in view his suspension order was kept in abeyance. The regular departmental inquiry has been held

LPA-2160-2017 (O&M)

against the appellant where the Inquiry Officer has returned a finding in favour of the appellant holding him not guilty. As a consequence thereof, order dated 08.02.2019 (Annexure A-1) has been passed by the Deputy Commissioner, Kaithal, reinstating the appellant as Sarpanch of Gram Panchayat, Andhli.

In the light of the above, learned counsel for the appellant contends that the present appeal has been rendered infructuous. He further submits that amount of ₹ 4 lacs, which was initially deposited by the appellant in pursuance to the order passed by this Court on 13.11.2017, may be ordered to be refunded to the appellant.

In view of the above, the present appeal is disposed of as infructuous. The amount of ₹ 4 lacs which was deposited by the appellant in pursuance to the order passed by this Court, referred to above, be refunded to the appellant within a period of three weeks from today.

In view of the disposal of the main appeal, all pending miscellaneous applications also stand disposed of.

(AUGUSTINE GEORGE MASIH)
JUDGE

(ALOK JAIN)
JUDGE

September 27, 2022.

sandeep

Whether speaking/reasoned:-
Whether Reportable:-

Yes/No
Yes/No