

CWP-908-2023(O&M)

Date of Decision: January 25, 2023

Sunil Kumar

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE

Present: Mr. Priyavrat Parashar, for the petitioners.

Mr. Sharan Sethi, Addl.AG, Haryana.

LISA GILL, J.

Learned counsel for the petitioner, at the outset, confines the prayer to the extent of inquiry in respect to disqualification stated to have been incurred by respondent No. 5 under Section 175 (n) of Haryana Panchayati Raj Act, 1994 (for short 'the Act'). Respondent No. 5 had been elected as Sarpanch of Village Kutubpur, Tehsil and District Kaithal. It is submitted that necessary action in this regard should be taken in terms of Section 177 of the Act.

Learned counsel for the State, on instructions from Deputy Commissioner, Kaithal submits that inquiry into this particular aspect has been marked to SDO, Kaithal and the final decision thereon is likely to be taken within next four weeks.

In view of the statement as above, there is no justification for continuation of the present proceedings.

Writ petition is disposed of with a direction to the competent authority to take final decision on the limited aspect as above, after affording

due opportunity of hearing to all concerned, in accordance with law, within the period as stated before us.

It is clarified that there is no expression of opinion on the merits of the controversy.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

January 25, 2023
rts

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No