

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

CWP-3559-2023 (O&M)
Date of decision: 21.02.2023

Karan Katariya

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Varun Sharma, Advocate for the petitioner
Mr. D.K.Singal, Addl. AG, Punjab

ANIL KSHETARPAL, J (Oral)

Through this petition, the petitioner prays for the following
substantive reliefs:-

“(i) issue an appropriate writ, order of direction, including a writ specially in the nature Mandamus for directing the official respondent no.4 I.e ADC, Sangrur not to pass any inappropriate order in an inquiry regarding the fake job cards of deceased of Mandi Hajoer Singh as the same matter is pending adjudication before this Hon’ble Court in CWP (PIL) No. 19818 of 2018 wherein two inquiries have already been conducted and status reports dated 19.03.19 and 17.10.2022 (Annexure P-2) had been submitted before this Hon’ble Court. In the interest of justice.

(ii) Further it is prayed that the inquiry pending before the respondent no.4 may kindly be stayed during the pendency of the above said CWP (PIL) 19818 of 2018, in the interest of justice.”

The petitioner is employed as an Assistant Programme Officer under the MGNREGA Scheme. On a complaint, it was found that the payments under the MGNREGA scheme have been released in favour of a dead person. It is in furtherance therto that FIR no.21 dated 11.02.2009 was registered and recovery of the said amount was ordered.

The petitioner prays that during the pendency of the public interest

litigation, the respondents be restrained from passing any order in an inquiry regarding the fake job cards.

Learned counsel representing the petitioner has failed to draw the attention of the Court to any such provision which mandates stay on inquiry. Hence, no ground to issue the writ, as prayed for, is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

21.02.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE