

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(117)

CWP-4936-2023

Date of decision: - 14.03.2023

Swaranjit Kaur

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Hardeep Singh, Advocate,
for the petitioner.

Mr. Ferry Sofat, Additional Advocate General, Punjab.

VIKAS BAHL, J. (ORAL)

This is a civil writ petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent No.2 to decide the First Statutory Appeal No.8 of 2023 filed on 06.03.2022 filed under Section 201 of the Punjab Panchayati Raj Act by the petitioner against the order dated 25.01.2023 (Annexure P-8), vide which respondent No.3 has appointed respondent No.2 as an Administrator.

Learned counsel for the petitioner has submitted that against the order dated 25.01.2023 (P-8), the petitioner has filed an Appeal bearing No.8 of 2023 alongwith an application for stay on 06.03.2023, but inspite of the urgency in the matter, the first date which has been given for preliminary hearing is 22.03.2023. It is further submitted that

respondent No.2 be directed to consider the said appeal alongwith the stay application on 22.03.2023 and pass an order on the stay application after hearing the arguments of the petitioner as any delay in the matter would render the appeal filed by the petitioner as infructuous.

Learned State counsel has submitted that every effort would be made by respondent No.2 to consider the appeal alongwith the stay application on 22.03.2023 and to pass an order on the stay application within a period of 3 days from 22.03.2023.

Keeping in view the above-said facts and circumstances, the present writ petition is disposed of with a direction to respondent No.2 to consider the Appeal No.8 of 2023 filed under Section 201 of the Punjab Panchayati Raj Act, against the order dated 25.01.2023, alongwith the stay application for preliminary hearing on 22.03.2023 and after hearing the petitioner to pass an order on the stay application in accordance with law within a period of three days from 22.03.2023.

It is made clear that this Court has not opined on the merits of the case and respondent No.2 would consider the same independently, in accordance with law.

March 14, 2023
pchawla

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No