

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-9860-2023

Date of decision : 08.05.2023

Lachman Dass

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHLPresent: Mr.Parminder Singh, Advocate
for the petitioner.Ms.Upasana Dhawan, AAG, Haryana
for respondents no.1 to 4.**VIKAS BAHL, J.(ORAL)**

1. 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 the respondents to consider the order dated 10.03.2021 and 26.03.2021 (Annexures P-4 and P-5) vide which direction has been given to respondent no.5 to deposit the embezzled / misappropriated panchayat fund amount of Rs.1,97,35,887/- as per the procedure envisaged under Section 53 of the Haryana Panchayati Raj Act in a time bound manner.

2. Learned State counsel has submitted that in the present case after Annexures P-4 and P-5, office order dated 13.07.2022 (Annexure P-8) has been issued by the Deputy Commissioner, Karnal to the Sub Divisional Officer (C), Karnal for further proceedings and the Deputy Commissioner would take a final decision in the matter and also take appropriate action, in accordance with law, within a period of two months from the date of

receipt of certified copy of the present order.

3. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to the Deputy Commissioner, Karnal to consider the order dated 10.03.2021 and 26.03.2021 (Annexures P-4 and P-5) and to take action thereupon, in accordance with law, as expeditiously as possible preferably within a period of two months from the date of receipt of certified copy of present order. The said action be taken after following principles of natural justice and after hearing the private respondents.

May 08, 2023

Davinder Kumar

(VIKAS BAHL)
JUDGE

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