

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-10060-2023

Date of decision : 25.05.2023

Gram Panchayat Village Kheri Sikander

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHLPresent: Mr.Manoj Kumar Taya, Advocate
for the petitioner.Mr.Rajneesh Chadwal, AAG, Haryana
for the respondents.**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 certiorari for quashing the instructions dated 19.01.2023 (Annexure P-9) whereby the amount of Gram fund and the amount sanctioned for Gram Panchayat for development of the village, has been kept at the disposal of officials of respondent department.

2. Learned State counsel has pointed out that in the present writ petition, challenge is to the instructions dated 19.01.2023 and the said instructions have been revised vide subsequent instructions dated 17.04.2023. It is further submitted that a notificaiton has also been issued on 09.05.2023 and as per Clause 5(c) of the same, it has been stated that all development works shall be executed through tender by Gram Panchayat or

be, subject to technical approval as per Schedule ‘A’ and the tender process shall be carried out as per Schedule ‘B’ and ‘C’. It is stated that a proviso to the same has also been added to the effect that in respect to development works estimated to cost upto Rs.5 lakh, the same may be executed by the Gram Panchayat etc. without following the tender process subject to the condition that such estimated amount of works shall not exceed Rs. 25 lakh.

3. Learned counsel for the petitioner, in view of the above, seeks to withdraw the present petition with liberty to challenge the subsequent instructions dated 17.04.2023, in case, if so advised.

4. In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn with the aforesaid liberty. In case any such subsequent petition is filed, the same would be considered independently, in accordance with law.

(VIKAS BAHL)
JUDGE

May 25, 2023
Davinder Kumar

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