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

CWP-12675-2023

Date of decision: 01.06.2023

Smt. Mandeep Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sukhandeep Singh, Advocate for the petitioner.

Mr. Ferry Sofat, Addl. A.G. Punjab
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 an appropriate writ, order or direction especially in the nature of certiorari for setting aside the order dated 06.03.2023 (Annexure P-10).

2. Learned counsel for the petitioner has submitted that the petitioner has filed a review petition under Section 201 of the Punjab Panchayati Raj Act, 1994 and the same has not been listed for preliminary hearing till date.

3. Learned State Counsel has submitted that as per his instructions, the review petition dated 15.05.2023 (Annexure P-12) has not been received by the office but in case, the petitioner files the same with the office of respondent No.2 then the same would be put up for preliminary hearing within a period of 10 days from the date the same is duly filed by

the petitioner and respondent No.2 would consider the case for preliminary hearing and pass appropriate orders on the stay application.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with the following directions:-

- a) It would be open to the petitioner to file a review petition in the office of respondent No.2.
- b) In case of petitioner filing the said review petition, the office of respondent No.2 is directed to put the same before respondent No.2 within a period of 10 days from the date of its filing and respondent No.2 is directed to consider the said review petition along with the stay application for preliminary hearing and pass an appropriate order on the same within a period of one week from the date the case is put up before respondent No.2.

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

01.06.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No