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

CWP-12658-2023

Date of decision: 02.06.2023

Dushyant

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ashish Aggarwal, Sr. Advocate with
Ms. Aashna Aggarwal, Advocate and
Mr. Mukul Aggarwal, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Haryana
for respondent Nos.1 to 3.

Mr. Keshav Pratap Singh, Advocate
for caveator/respondent No.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 certiorari for setting aside the order dated 26.05.2023 (Annexure P-12) passed by respondent No.2 declining to stay the operation of order dated 15.04.2023 vide which the petitioner has been suspended from the post of Sarpanch.

2. During the course of arguments, it has been agreed between learned counsel for the parties that both the parties would raise all the pleas which have been raised in the present writ petition and are available to them before the Appellate Authority.

3. Learned Senior Counsel for the petitioner has submitted that

respondent No.5 is not the contesting party and thus, he would give up respondent No.5.

4. Learned Senior Counsel for the petitioner has further submitted that the next date given by the Appellate Authority is 14.07.2023 and has prayed that the same be preponed and the matter be decided expeditiously.

5. Learned State Counsel as well as learned counsel for private respondent No.4 have submitted that they have no objection to the same.

6. Keeping in view the abovesaid facts and circumstances and on account of consensus arrived at between the parties, the present Civil Writ Petition is disposed of with a direction to respondent No.2 to prepone the appeal filed by the petitioner against the order dated 15.04.2023 and take up the matter on 15.06.2023 on which date the petitioner as well as contesting respondent No.4 would also appear. Respondent No.2 is also directed to decide the said appeal within a period of 15 days from 15.06.2023. The petitioner would move an application before respondent No.2 within a period of one week from today in order to bring the present order passed by this Court to the notice of respondent No.2.

7. It would be relevant to note that this Court has not opined on the merits of the case and it would be open to both the parties to raise all the pleas before respondent No.2 who would, after considering the same, pass appropriate orders, in accordance with law.

02.06.2023*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**