

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

(128)

CWP-12875-2023

Date of decision: - 02.06.2023

**Ramesh Kumar****....Petitioner****Versus****State of Haryana and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. D.V. Dhindsa, Advocate,  
for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana,  
for respondents No.1 to 3.

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**VIKAS BAHL, J. (ORAL)**

1. This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for setting aside the notice dated 02.01.2023 (Annexure P-6) under Section 24(1) of the Haryana Panchayati Raj Act, 1994 issued by respondent No.4 and impugned order dated 25.05.2023 (Annexure P-7) passed by respondent No.2.

2. Learned State counsel has submitted that Annexure P-6 is a notice issued under Section 24(1) of the Haryana Panchayati Raj Act, 1994 (for short 'Act of 1994') and opportunity was given to the petitioner to file objections and even now in case the petitioner files a reply within a period of one week from today, then the said reply would be considered before passing an order under Section 24 of the Act of 1994 and the said

order is appealable under Section 28 of the Act of 1994. It is also submitted that till the time the order is passed under Section 28 of the Act of 1994, no coercive action would be taken.

3. Learned counsel for the petitioner has very fairly submitted that the petitioner is ready to file reply within a period of one week from today.

4. Keeping in view the above-said facts and circumstances, the present writ petition is disposed of in the following terms: -

- (i) Petitioner would file the reply within a period of one week from today to the notice dated 02.01.2023 (Annexure P-6).
- (ii) In case any such reply is filed by the petitioner, the respondent authority would consider the same before passing an appropriate order under Section 24 of the Act of 1994.

5. It is made clear that in case the said reply is not filed within a period of one week from today, it would be open to the respondent authority to proceed with the matter, in accordance with law.

**June 02, 2023**  
naresh.k

**( VIKAS BAHL )**  
**JUDGE**

Whether reasoned/speaking?  
Whether reportable?

Yes/No  
Yes/No