

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(124)

2023:PHHC:083117
CWP-13674-2023
Date of Decision: 03.07.2023

Sukhjinder Singh

--Petitioner

Versus

State of Punjab & others

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. H.K. Brinda, Advocate for the petitioner.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Articles 226/227 of Constitution of India for issuance of a writ in the nature of Mandamus to direct the respondents to allow the petitioner to preside over the meeting of Gram Panchayat being elected Sarpanch of Gram Panchayat, Village Dagra during pendency of appeal before respondent no.1 against the order dated 17.4.2023.

Learned counsel for the petitioner inter alia contends that petitioner had been wrongly suspended from the post of Sarpanch vide order dated 17.4.2023 and he has duly assailed the same by way of filing an appeal which is pending adjudication before respondent no.1. It is submitted that petitioner has also filed a stay application along with appeal but the same has not been decided till date.

Notice of motion to respondents no.1 to 4 only, at this stage.

On the asking of the court, Ms. Akshita Chauhan, DAG, Punjab accepts notice on behalf of respondents no.1 to 4.

Having argued the matter at some length, counsel for the petitioner prays for withdrawal of the present petition with liberty to raise

all his pleas before the competent authority i.e. respondent no.1 where the appeal of the petitioner is pending adjudication, in accordance with law.

Prayer is allowed.

Dismissed as withdrawn with the liberty, as prayed for.

(RAJESH BHARDWAJ)
JUDGE

03.07.2023

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No