

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

102

CWP-17323-2015

Date of Decision: 20.12.2023

Jagir Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Amit Arora, Advocate for the petitioner.
Ms. Akshita Chauhan, DAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

The present petition has been filed for directing the respondents to take action on the enquiry report dated 12.03.2015 (Annexure P-2) vide which it has proved on record that panchayat funds have been misappropriated and despite representation dated 15.06.2015 (Annexure P-3) still no action is being taken against the culprits.

Notice was issued on 20.08.2015. In pursuance to the same, the State has already filed reply by way of affidavit of Mr. Sukhjit Singh Bains, Director Rural Development and Panchayats, Punjab on behalf of respondents No. 1 to 3.

Learned counsel for the petitioner submits that it is an admitted fact on the perusal of the reply filed by the State that the enquiry was carried out and the allegations against Ex-Sarpanch, Panch and the Panchayat

Secretary, regarding embezzlement were found to be substantiated. He

further submits that the State has also submitted in its reply that the request was made to SSP, Tarn Taran for lodging an FIR against the erring officials but despite that till date, no action has been taken by the respondents.

Learned State counsel has submitted that enquiry was instituted by ADC (Development), Jalandhar and on his findings, further action was proposed to be taken against the erring officials.

On hearing the parties and perusing the record, it is apparent that on allegations made by the petitioner, the enquiry was conducted by the ADC (Development), Jalandhar and action was proposed against erring officials. It is reflected from the reply that SSP, Tarn Taran was also requested to lodge the FIR against the erring officials however no further action has been taken till date. Thus, official respondents are directed to conclude the further action in pursuance to the enquiry already conducted by the ADC (Development), Jalandhar within 3 months from today.

Disposed of.

The petitioner would be at liberty to pursue his remedy as per law.

(RAJESH BHARDWAJ)
JUDGE

20.12.2023

Rajeev (rvs)

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No