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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No.15571 of 2023  
Date of decision : 21.07.2023

**Ajida alias Ajida Bano**

..... Petitioner

**Versus**

**State of Haryana and others**

..... Respondents

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

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

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**RAJESH BHARDWAJ, J. (Oral)**

Present petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Mandamus for staying the operation and implementation of the order dated 23.06.2023 (Annexure P-1) during the pendency of the appeal with stay application dated 05.07.2023 till the decision of the stay application/appeal as till date the stay application has not been decided whereas the matter is of urgent nature and the Court of Ld. Divisional Commissioner is not functional on account of strike of clerks.

It has been contended by learned counsel for the petitioner that for the redressal of grievance raised by the petitioner, he has already availed the remedy of filing the appeal along with stay application which is pending adjudication before the Divisional Commissioner, Faridabad. He submits that despite having been filed the appeal along with the stay application, the same is not being heard till date. He has submitted that if the stay

application filed by the petitioner is not heard, the petitioner will be removed from the post of Sarpanch. He fairly submits that the appeal is fixed for hearing on 26.07.2023.

Notice of motion.

On asking of the Court, Mr. Rajneesh Chadwal, AAG, Haryana appears and accepts notice on behalf of the respondents-State.

After hearing learned counsel for both the parties, the present petition stands disposed of with a direction to respondent No.3 to take up the appeal of petitioner on 26.07.2023 and decide the stay application expeditiously as per law after hearing both the parties.

( **RAJESH BHARDWAJ** )  
**JUDGE**

**21.07.2023**

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Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No