

2023:PHHC:058898

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

CWP-618-2015 (O&M)

Date of decision: 25.04.2023

Sukhdev Singh

....Petitioner

Versus

Secretary to the Govt. of Punjab, Department of Rural Development and
Panchayats, Punjab and others

..Respondents

CORAM: HON'BLE MR JUSTICE ANIL KSHETARPAL

Present:- Mr. K.S.Dadwal, Advocate for the petitioner

Mr. R.K. Kapoor, Addl. AG, Punjab

ANIL KSHETARPAL, J (Oral)

1. Challenging the correctness of the order passed by the Secretary, Department of Rural Development and Panchayat, Punjab, the present writ petition has been filed. The Secretary has granted sanction for prosecuting the petitioner in FIR No.44 dated 18.04.2012 registered under Section 465, 466, 467, 468, 471, 120-B IPC and Section 13 (2) of the Prevention of Corruption Act, 2018, at Police Station Rahon.

2, Heard the learned counsel representing the parties at length and has perused the paperbook. At this stage, it would not be appropriate to enter into the merits of the case. However, on reading of the order, it is evident that there is no reflection of application of mind by the competent authority before grant of sanction. The competent authority has merely approved the draft submitted for grant of sanction.

3. Keeping in view the aforesaid facts, the competent authority

is requested to pass a fresh order, in accordance with law, within a period of 10 days, from today.

4. Disposed of..

5. All the pending miscellaneous applications, if any, are also disposed of.

25.04.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)

JUDGE