

236-3

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.9270 of 2018
Date of decision : 17.11.2023

Gram Panchayat Bajwara Kalan, Hoshiarpur

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

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

Mr. Arun William, AAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for quashing the resolution 27.10.2017 (Annexure P-4) and consequential notification (Annexure P-10) issued by the State Government on 13.03.2018 whereby the Gram Panchayat Bajwara has been divided into two Gram Panchayats namely Bajwara and Harikrishan Nagar against the provisions of Section 3 of the Punjab Panchayati Raj Act, 1994 and as well as the instruction dated 26.05.2017 (Annexure P-3) issued by the Punjab Government.

The grievance of the petitioner relates to the division of Gram Panchayat Bajwara into two Gram Panchayats, namely Bajwara and Harikrishan Nagar, which is stated to be against the provisions of Section 3 of the Punjab Panchayati Raj Act, 1994 as well as the instruction dated 26.05.2017.

Learned counsel for the petitioner has submitted that the matter is squarely covered by the decision of the Division Bench of this Court passed in “*Chhota Ram and another vs. State of Punjab and others*”, CWP No.7765 of 2018, decided in 13.02.2019.

I have heard learned counsel for the parties and perused the material on record.

In view of the above position, the present petition is disposed of in terms of the order passed by the Division Bench of this Court in CWP No.7765 of 2018. The petitioner is allowed to file a comprehensive representation before respondent No.2 i.e. the Director, Rural Development and Panchayat, SAS Nagar, Mohali within a period of 15 days from today. In case, such a representation is filed, respondent No.2 is directed to adjudicate the same within a period of six months. If necessary, the parties be heard before passing the speaking order.

(RAJESH BHARDWAJ)
JUDGE

17.11.2023

rittu

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