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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2023:PHHC:121130

CWP-20383-2023

Date of Decision: 14.09.2023

Savtantar Joshi

..... Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. K.S. Brar, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction to the official respondents to remove respondent No.5 from the post of Membership/Councilorship of Municipal Council, Kotkapura, District Faridkot as respondent No.5 suffered disqualification as provided under Section 16 of the Punjab Municipal Act, 1911 (for short, 'the Act') as he is proved to be in unauthorized possession of Government land and has already been ordered to be evicted vide order dated 22.11.2022 (Annexure P-3) by respondent No.4 and appeal under Section 9 of the Act filed by respondent No.5 has already dismissed by respondent No.3 vide order dated 02.05.2023 (Annexure P-5).

Learned counsel for the petitioner has submitted that for the redressal of his grievance, the petitioner has filed a representation dated 13.12.2022 (Annexure P-6) before respondent No.3, however, no action has been taken till date.

Notice of motion to the officials respondents only.

Ms. Akshita Chauhan, Deputy Advocate General, Punjab, accepts notice on behalf of the State.

The present petition is disposed of with a direction to respondent No.2 i.e. Director, Department of Local Government, Punjab to decide the representation dated 13.12.2022 (Annexure P-6) filed by the petitioner in accordance with law within a period of four weeks from today.

(RAJESH BHARDWAJ)
JUDGE

14.09.2023
sharmila

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No