

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

**CWP-27137-2022 (O&M)
Date of Decision: 30.01.2023**

YUSUF KHAN

..... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

..... Respondent(s)

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: Mr. Munfaid Khan, Advocate
for the petitioner.

Mr. Aman Bahri, Addl. AG, Haryana.

LISA GILL, J.

Learned counsel for the petitioner, at the outset restricts the prayer in this writ petition for an enquiry into the question of respondent no.7 being disqualified to hold the post of Sarpanch in terms of Section 175(n) of the Haryana Panchayati Raj Act, 1994 (hereinafter referred to as the Act). It is contended that respondent no.7 is in unauthorized possession of Panchayat land, therefore, necessary action should be taken in terms of Section 177 of the Act.

Learned counsel for the State does not have any instruction as to whether an enquiry has since been initiated in this regard or not.

Be that as it may, this writ petition is disposed of with a direction to the competent authority to look into the matter to the extent of respondent no.7 being disqualified to hold the post of Sarpanch in terms of Section 175(n) of the Act and take a final decision thereon in accordance

with law after affording opportunity of hearing to all concerned, expeditiously and preferably within a period of two months from receipt of certified copy of this order.

It is clarified that there is no expression of opinion on the merits of the controversy.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

30.01.2023

Sunil

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