

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

**CWP-29738-2022 (O&M)
Date of Decision: 10.01.2023**

RUKSINA

..... 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. R. K. Kartikeya, Advocate
for the petitioner.

Ms. Shruti Jain Goyal, DAG, Haryana.

LISA GILL, J.

Grievance raised by the petitioner is that respondent no.5, who has been elected as the Sarpanch of village Chillawali, Tehsil Tauru, District Nuh, does not possess the minimum qualification required for contesting Panchayat elections. The School Leaving Certificate (Annexure P-1) attached by the said respondent, it is submitted is not genuine. In this respect, representation is stated to have been filed by the petitioner on 22.11.2022 (Annexure P-2), before the Election Commissioner, Haryana. Representation dated 29.11.2022 (Annexure P-3) is also stated to have been filed by the local residents of the village, before the District Election Officer and Deputy Commissioner, District Nuh but no action, it is stated, is being taken in terms of Section 177 of the Haryana Panchayati Raj Act, 1994 (for short 'the Act')

Ms. Shruti Jain Goyal, DAG, Haryana, to whom an advance copy of paper book has been supplied, on instructions from Mr. Hukum Singh Deswal, Panchayat Assistant, D.C. Officer, Nuh, submits that an inquiry has already been marked by the Deputy Commissioner, Nuh, to be conducted by the S.D.M., Tauru and necessary action in terms of the provisions of Section 177 of the Act shall be taken expeditiously within four weeks.

In view of the statement made by learned counsel for the State, on instructions from Mr. Hukum Singh Deswal, Panchayat Assistant, D.C. Officer, Nuh, there is no requirement of any further order being passed in this writ petition.

Writ petition is accordingly disposed of in terms of the abovesaid statement of learned counsel for the State. Representation dated 22.11.2022 (Annexure P-2) be decided by the competent authority within the period as stated before us.

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

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

10.01.2023

Sunil

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