

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

**CWP-24893-2023 (O&M)
Date of decision: 06.11.2023**

Raj Kumar Sarpanch

....Petitioner

Versus

State of Punjab and Others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mrs. Raman Rekhi, Advocate
with Mr. C.L. Premy, Advocate
for the petitioner.

RAJESH BHARDWAJ J. (Oral)

Prayer in this petition is for issuance of a writ in the nature of mandamus directing the respondent No.1 to decide the appeal under Section 20(6) dated 12.09.2023 (Annexure P-8) preferred by the petitioner against the impugned suspension order dated 01.08.2023 (Annexure P-7) issued on 16.08.2023 in a time bound manner, with a further prayer to stay the operation of the impugned order dated 01.08.2023 (Annexure P-7), till the final decision of the appeal by respondent No.1.

Learned counsel for the petitioner has submitted that the appeal filed by petitioner is pending before respondent No.1 and the same has not been taken up for hearing.

Notice of motion.

On asking of the Court, Ms. Akshita Chauhan, DAG, Punjab accepts notice on behalf of the respondents-State. She has stated

that the office of respondent No.1 at present is vacant and the new incumbent is likely to be appointed shortly.

Heard. After hearing counsel for the parties and perusing the record, the present petition is disposed of with a direction to respondent No.1 before whom the appeal is stated to be pending, to take up the appeal, hear the parties on stay application and decide the same expeditiously as per law. Since no officer has been appointed in the office of respondent No.1 so the operation of the impugned order dated 01.08.2023 will remain stayed till the hearing of the stay application as stated above.

(RAJESH BHARDWAJ)
JUDGE

06.11.2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No