

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

**CWP-25263-2023 (O&M)
Date of decision : 15.11.2023**

Chiranjee Lal

.....Petitioner

versus

State of Haryana and others

..... Respondents

**CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Jagjeet Beniwal, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

CM-19301-CWP-2023

Prayer in the present application is for impleading the Deputy Commissioner, Bhiwani as respondent No.9 in the main petition.

For the reasons recorded in the application, the Deputy Commissioner, Bhiwani is impleaded as respondent No.9 in the main petition.

Application stands allowed. Amended memo of parties is taken on record.

CWP-25263-2023

Prayer in the present petition is for directing the official respondents to take appropriate legal action against respondent No.6 and removing her from the post of Sarpanch as she participated in the election of Sarpanch on the basis of fake/forged Middle School Certificate and she was not eligible to participate being not having minimum educational qualifications for filing nomination and contesting election for the post of

Sarpanch. Further prayer has been made for directing the official respondents to prosecute respondent No.6 who got elected for the post of Sarpanch on the basis of forged documents which she submitted with her nomination form and committed criminal offence of fraud with the authorities as well as with villagers.

It has been contended by counsel for the petitioner that respondent No.6 has been elected on the basis of forged middle class certificate. He submits that though the representation was filed by the petitioner but no action has been taken on the same.

Notice of motion.

On asking of Court, Mr. Rajneesh Chadwal, AAG, Haryana accepts notice on behalf of the State. He however has objected to the submissions made by counsel for the petitioner and has submitted that remedy of the petitioner is available as per Section 51 of the Haryana Panchayati Raj Act but the petitioner has not availed the same.

Heard. After hearing counsel for the parties and perusing the record, the present petition is disposed of with liberty to the petitioner to file appropriate petition as per the statutory provisions of Haryana Panchayati Raj Act. If the petitioner files any such petition before the Deputy Commissioner within 07 days from today then, the Deputy Commissioner would decide the same expeditiously in accordance with law.

(**RAJESH BHARDWAJ**)
JUDGE

15.11.2023
m. sharma

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