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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.25705 of 2023
Date of decision : 16.11.2023

Suman

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Paramjit Singh Jammu, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for setting aside the impugned order dated 31.10.2023 (Annexure P-8) passed by respondent No.2 vide which application for stay of implementation of order dated 18.04.2023 passed by respondent No.3 have been dismissed and stay has not been granted during the pendency of the appeal as the said order is illegal, arbitrary and against law. Further prayer has been made directing the respondents not to take charge of the post of Sarpanch during the pendency of the statutory appeal before the learned Commissioner, Hisar Division, Hisar and till the decision of the appeal, operation and implementation of order dated 18.04.2023 (Annexure P-5) passed by the Deputy Commissioner, Sirsa may kindly be stayed.

It has been fairly submitted by learned counsel for the petitioner that there are arguable points in the appeal filed by the petitioner

but the stay application has been declined by ignoring the same. He submits that the next date for hearing the appeal is 08.12.2023.

Notice of motion.

On asking of the Court, Ms. Upasna Dhawan, AAG, Haryana appears and accepts notice on behalf of the respondents. She, on instructions from Mr. Ajit Poonia, ADA, Divisional Commissioner, Hisar has submitted that the appeal is fixed for hearing on 08.12.2023.

In view of the above position, the present petition stands disposed of with direction to respondent No.2-the Commissioner, Hisar Division, Hisar to hear the appeal filed by the petitioner and decide the same in accordance with law expeditiously preferably within a period of two months from today.

(RAJESH BHARDWAJ)
JUDGE

16.11.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No