

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.25928 of 2023
Date of decision : 17.11.2023

Paramjit Kaur, Sarpanch (under suspension)

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ashish Pal Kaushal, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for quashing of order dated 14.06.2023 (Annexure P-2) passed by respondent No.2 whereby the petitioner has been suspended from the post of Sarpanch. Further prayer has been made for directing respondent No.1 to decide the appeal No.211 of 2023 under Section 20(6) of the Punjab Panchayati Raj Act, 1994 filed by the petitioner against the order dated 14.06.2023 (Annexure P-2) passed by respondent No.2 which is not being heard and for staying the operation of impugned order dated 14.06.2023 (Annexure P-2) passed by respondent No.2 during the pendency of the present writ petition.

Learned counsel for the petitioner has fairly submitted that the petitioner has challenged his suspension order dated 14.06.2023 by way of filing an appeal No.211 of 2023 before respondent No.1. He submits that appeal has been filed along with the stay application, however till date no

hearing has taken place on the same. He submits that if the appeal along with the stay application is not heard, the petitioner would suffer an irreparable loss and injury.

Notice of motion.

On asking of the Court, Ms. Akshita Chauhan, DAG, Punjab appears and accepts notice on behalf of the respondents.

After hearing learned counsel for the parties, the present petition is disposed of with a direction to respondent No.1-Financial Commissioner, Rural Development & Panchayat Department, Punjab to take up the appeal along with the stay application and hear the parties on stay application and decide the same in accordance with law expeditiously.

Impugned order dated 14.06.2023 challenged in the appeal shall remain stayed till the decision of the stay application pending along with appeal before respondent No.1.

(RAJESH BHARDWAJ)
JUDGE

17.11.2023
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No