

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

**CWP-723-2023 (O&M)
Date of Decision: 13.01.2023**

NAJMA

..... 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. Sarfaraj Anjum Mor, Advocate
for the petitioner.

Ms. Shruti Jain Goyal, DAG, Haryana.

LISA GILL, J.

Grievance raised by the petitioner is that respondent no.9, who has been elected as the Block Samiti Member of Ward No.16, Block Ferozpur Jhirka, District Nuh, Haryana, does not possess the minimum qualification required for contesting the said elections. The Transfer Certificate Form (Annexure P-4) attached by the said respondent, it is submitted, is not genuine. In this respect, representations are stated to have been filed by the petitioner on 02.12.2022 (Annexure P-1 to P-3), before the Sub Divisional Officer, Ferozpur Jhirka; the Deputy Commissioner, District Nuh (Mewat) and the Superintendent of Police, District Nuh (Mewat) but no action is statedly 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. Anand Lal,

BDPO, District Nuh (Mewat), submits that an inquiry has been marked by the Deputy Commissioner, Nuh (Mewat), to be conducted by the SDM, Ferozpur Jhirka and necessary action in terms of the provisions of Section 177 of the Act shall be taken expeditiously within two months.

In view of the statement made by learned counsel for the State, on instructions from Mr. Anand Lal, BDPO, District Nuh (Mewat), 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 02.12.2022 (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

13.01.2023

Sunil

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