

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.26457 of 2023
Date of decision : 24.11.2023

Paramjit Kaur

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Manan Khetarpal, Advocate for
Mr. Nakul Sharma, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for directing respondent No.1 to decide the stay application as well as appeal of the petitioner in a time bound manner bearing appeal No.72/2022 filed under Section 20(6) of Punjab Panchayati Raj Act, 1994, as the said appeal was filed on 19.09.2022 (Annexure P-2) along with stay application, however, even after a gap of more than 1 year 2 months, neither stay application has been decided nor even the appeal filed by the petitioner has come up for hearing/heard. Further prayer has been made for staying the impugned order dated 21.07.2022 issued on 26.08.2022 (Annexure P-1) whereby petitioner has been suspended from the post of Sarpanch.

Learned counsel for the petitioner has fairly submitted that the petitioner has challenged his suspension order dated 21.07.2022 issued on 28.08.2022 by way of filing an appeal No.72/2022 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-Principal Secretary, Department of Rural Development & Panchayats, SAS Nagar, Mohali 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 21.07.2022 issued on 28.08.2022 challenged in the appeal shall remain stayed till the decision of the stay application filed along with appeal before respondent No.1.

(RAJESH BHARDWAJ)
JUDGE

24.11.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No