

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4598-2024
Date of decision : 28.02.2024

KamleshPetitioner

versus

State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Virender Kumar, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for directing respondents No.1 to 4 to conduct enquiry against respondent No.5-Jaibir Singh, Sarpanch of Village Salwan, Tehsil Assandh, District Karnal after placing him under suspension, who have suppressed/concealed FIR No.0105 dated 25.08.2021 which has been registered under Sections 376, 506 of IPC against him for committing offence of rape and criminal intimidation while filing his nomination form in order to be elected as Sarpanch of Village Salwan, Tehsil Asshandh, District Karnal, trial of which is still pending. Further prayer has been made directing respondents No.2 and 3 to withdraw powers from respondent No.5-Jaibir Singh as Sarpanch of Village Salwan, Tehsil Assandh, District Karnal during the pendency of the present writ petition.

It has been submitted that the petitioner is the prosecutrix who had lodged the FIR against respondent No.5. He submits that despite there being representations filed by petitioner, no action has been taken by the respondents-authorities against respondent No.5.

Notice of motion.

On asking of the Court, Ms. Upasana Dhawan, AAG, Haryana

accepts notice on behalf of the State. She on instructions from Ms. Rita Grewal,

Tehsildar Pataudi, submits that the cognizance has already been taken by the respondents-State and as the prosecutrix was not cooperating with the investigation so, the BDPO had sent the communication to the Deputy Commissioner who would take further necessary action.

In view of the submissions made by learned State counsel, respondent No.3-Deputy Commissioner, Karnal, District Karnal is directed to take further necessary action in the matter expeditiously in accordance with law.

Disposed of in above-terms.

28.02.2024
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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