

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-5050-2024
Date of decision: 04.03.2024

Chhindar PalPetitioner

versus

State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Amit Khatkar, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for directing the official respondents to take necessary legal action against the private respondents as per Haryana Panchayati Raj Act as well as other provisions of law and to decide/take action on the specific complaints/representations (Annexures P-3 to P-5) as the private respondent has been found to be in illegal encroachment over the public land and concealed the factum of such illegal encroachment at the time of filing nomination form and submitted false affidavit along with the nomination form. Further prayer has been made for directing the official respondents to initiate prosecution against private respondent for the commission of electoral offence under representation of people act.

It has been submitted by counsel for the petitioner that no action has been taken on the representations filed by the petitioner till date.

Notice of motion.

On asking of the Court, Ms. Upasana Dhawan, AAG, Haryana accepts notice on behalf of the State. She, on instructions from Mr. Vikas Kumar, BDPO Nagpur, District Fatehabad, has submitted that the cognizance of the complaint has already been taken by the Deputy

Commissioner and the BDPO has been directed to send its report. She submits that necessary further action would be completed within two months.

After hearing counsel for the parties and perusing the record, respondent No.5-Block Development and Panchayat Officer, Fatehabad is directed to complete the enquiry proceedings and submit his report to learned Deputy Commissioner expeditiously preferably within two months from the date of receipt of copy of this order and thereafter respondent No.3-Deputy Commissioner will decide the representation dated 11.12.2023 (Annexure P-4) forthwith.

In view of the above, present petition is disposed of.

04.03.2024
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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