

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

CWP-8980-2024

Date of decision: 23.04.2024

Daljinder Kaur and others

.....Petitioners

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Vipin Mahajan, Advocate and
Ms. Chandanpreet Kaur, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for directing respondents No.2 and 3 to initiate proceedings under Section 216 of Punjab Panchayati Raj Act, 1994 for recovery of amount of misappropriation and embezzlement of Panchayat Funds of Gram Panchayat Mand as ordered by respondent No.2 and vide order dated 25.01.2024 (Annexure P-9) and also to initiate criminal proceedings for embezzlement of Panchayat Fund to the tune of more than 35 lakhs by taking final and a conscious decision on legal notice dated 22.02.2024 (Annexure P-10) served by the petitioners.

At the outset, learned counsel for the petitioners submits that petitioners are not seeking any criminal action against respondent No.6. However, as the allegations against respondent No.6 have already been established during the enquiry, so the proceedings should be initiated against him in accordance with law but no action has been taken by the respondents-State till date. He submits that for the redressal of their grievance, petitioners have served a legal notice dated 22.02.2024

(Annexure P-10) upon respondents No.1 to 3 but the same has not been taken into consideration by the said respondents till date.

Notice of motion.

On asking of Court, Mr. Rajeev K. Takkar, DAG, Punjab accepts notice on behalf of the respondents-State.

After hearing counsel for the parties and perusing the record, respondent No.3-the District Development and Panchayat Officer, Gurdaspur is directed to decide the legal notice dated 22.02.2024 (Annexure P-10) served by the petitioners expeditiously in accordance with law, preferably, within a period of four weeks from the date of receipt of copy of this order.

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

23.04.2024
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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