

2024:PHHC:086511



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

112

CWP-9363-2024 (O&M)
Date of Decision: 11.07.2024

INDER PAL

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Abhinav Aggarwal, Advocate for the petitioner.

Mr. Vivek Saini, Addl. A.G., Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

CM-10709-CWP-2024

Allowed as prayed for subject to all just exceptions.

The Annexures P-14 and P-15 are ordered to be taken on record.

Registry is directed to tag the same at appropriate place of the paper book and page mark the same.

MAIN CASE

Challenge in the present petition is to the impugned order dated 16.08.2023 (Annexure P-10) whereby the Director General, Anti-Corruption Bureau, Haryana has directed the respondent No.9 to conduct the inquiry.

The sole ground for approaching this Court is that the said respondent himself was amongst the accused persons and his name is mentioned at Sr. No.12 in the complaint filed by the petitioner on 09.05.2023.

Since the petitioner approached this Court being aggrieved of the assignment of the inquiry to respondent No.9-Deputy Commissioner, Bhiwani,

**CWP-9363-2024 (O&M)****-2-**

the said ground does not subsist any further since the said respondent has already been superannuated and is no more holding the office as Deputy Commissioner of Bhiwani. Hence the primary grievance of the petitioner thus stands redressed and the ground for impugning the order directing conducting of inquiry by respondent No.9-Deputy Commissioner, Bhiwani subsists no longer.

In view of the changed circumstances, the petitioner has no subsisting grievance. However, at this stage, the counsel for the petitioner submits that his representation dated 09.05.2023 (Annexure P-9) alongwith subsequent reminders should be taken into consideration by the Authorities and a direction be issued to the Authorities to take a decision thereupon.

Even though the aforesaid prayer made by the counsel for the petitioner is innocuous, however, the said prayer cannot be accepted at this juncture since the issue with respect to inquire into the representation is already marked by the Director General, Anti-Corruption Bureau, Haryana to the Deputy Commissioner, Bhiwani. Hence, it is not a case where the respondents-Authorities are not conscious of and/or not seized of the matter, rather, they have already taken further steps for conducting an inquiry into the matter.

The present writ petition is accordingly disposed of at this stage in view of the subsequent developments.

JULY 11, 2024
*rajender***(VINOD S. BHARDWAJ)**
JUDGE

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