

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

CWP-10336-2024

Date of decision: 06.05.2024

Ramphal

..... Petitioner

versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Jai Bhagwan Sharma, Advocate
for the petitioner.

RAJESH BHARDWAJ J.

Prayer in the present petition is for issuance of a writ in the nature of certiorari for quashing the impugned order dated 01.06.2023 (Annexure P-1) passed by respondent No.1 vide which order dated 15.05.2023 (Annexure P-2) has been stayed and respondent No.3 has been reinstated on the post of Sarpanch Gram Panchayat Khanda District Jind, who was removed from the post on being found guilty of submitting of fake certificate of Matriculation examination procured from Maharashtra State Board of Secondary and Higher Secondary Education Pune and thus he has committed a criminal act involving moral turpitude, therefore, the impugned order is illegal and against the provisions of law.

Learned counsel for the petitioner submits that the petitioner is the complainant but he has not been heard.

Notice of motion.

On the asking of the Court, Ms. Upasana Dhawan, A.A.G., Haryana, accepts notice on behalf of respondents No.1 & 2- State.

Learned State counsel, on instructions from Mr. Amit Kumar, Reader to Additional Chief Secretary, Department of Panchayat and Rural Development, Haryana Civil Secretariat Chandigarh, has submitted that the appeal is fixed before respondent No.2 i.e. Deputy Commissioner, Jind for 29.05.2024.

In view of the submissions made and on perusal of the record, this Court does not find any ground to interfere in the interim order passed by the Appellate Authority. However, the present petition is disposed of with direction to the Appellate Authority to decide the appeal pending before it, expeditiously, after hearing all the parties concerned, in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

06.05.2024
ps-I

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