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

CWP-11975-2024

Date of Decision: 23.05.2024

Raj Kaur

..... Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Sandeep Kumar, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction to the respondents to issue show cause notice and grant opportunity of hearing to the petitioner before taking any decision on the basis of the enquiry report dated 29.12.2023 (Annexure P-2) and also to provide the complete report on the basis of which the enquiry was conducted. Further prayer has been made to decide the representation dated 09.05.2024 (Annexure P-3) submitted by the petitioner and for setting aside the enquiry report dated 29.12.2023. Prayer has also been made for staying the operation of the enquiry report dated 29.12.2023.

Learned counsel for the petitioner has fairly submitted that the petitioner is the sitting Sarpanch against whom the enquiry was conducted by the DDPO. He submits that the enquiry was conducted without joining the petitioner and hence, he should be served with the prior notice for initiating any action against him on the basis of the enquiry conducted.

Notice of motion.

On the asking of the Court, Mr. Navneet Singh, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State.

Though the Court finds the present petition to be pre-mature,

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however, in view of the submissions made before this Court, the same is disposed of with a direction to the respondents to proceed with the enquiry in accordance with the procedure established under the Punjab Panchayati Raj Act, 1994.

23.05.2024

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(RAJESH BHARDWAJ)

JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No