

2024:PHHC:008008

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CWP-17245-2023
Date of Decision: 20.01.2024

Malkeet Singh and others

..... Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Deepak Kaushal, Advocate, for the petitioners.
Mr. Navneet Singh, Sr. DAG, Punjab.
Mr. Manoj Dhankhar, Advocate for
Mr. Anupam, Advocate, for respondents No.8 to 16.

Rajesh Bhardwaj, J. (ORAL)

Petitioners have approached this Court praying for issuance of directions to respondents No.1 and 2 to remove respondents No.8 to 15 from the posts of Sarpanch and Members of Panchayat of village Panchayat Badha, District Fazilka, by implementing the enquiry report of respondent No.6, i.e. Block Development and Panchayat Officer, Jalalabad dated 01.06.2022 (Annexure P-2).

After issuance of notice, the State has filed its reply by way of an affidavit of Piar Singh, Block Development and Panchayat Officer, Fazilka on behalf of respondents No.1 to 7.

Learned counsel for the petitioners has submitted that despite enquiry conducted by respondent No.6, no action has been taken against respondents No.8 to 15, who were found to have illegally allotted the plots from Shamlat land to the ineligible persons.

Learned State counsel while referring to the status report filed by Piar Singh, BDPO, Fazilka has stated that respondent No.6 vide his enquiry report dated 01.06.2022 proposed that the Sarpanch and Panchayat members be removed from their posts on account of embezzlement of shamlat land. He has

further stated that the matter is pending consideration before the official respondents and on the conclusion of the proceedings, action will be taken against the private respondents in accordance with law.

After hearing learned counsel for the parties, it is apparent that the matter regarding involvement of private respondents in the embezzlement, is pending before the official respondents. In these circumstances, the official respondents are directed to conclude and decide the proceedings pending before them expeditiously preferably within two months from today in accordance with law.

20.01.2024
sharmila

(RAJESH BHARDWAJ)
JUDGE
Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No