



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

COCp No. 1506 of 2006 (O&M)

Date of Decision: 20.02.2025

Gram Panchayat Village Lohgarh, Block
Pakhawal, Tehsil and District Ludhiana through
Sarpanch Rachhpal Singh and others

..... Petitioners

Versus

Husan Lal, Secretary, State of Punjab, Rural Development
and Panchayat Department, Punjab, Chandigarh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Navjeet Singh, Advocate
for the petitioners.

Mr. Gunjan Mehta, Additional Advocate General, Punjab.

HARKESH MANUJA, J. (ORAL)

Present contempt proceedings have been sought to be initiated
on account of alleged violation of order dated 21.08.2006 passed by this
Court in CWP-12062-2006, wherein the following prayer was made:-

*“ Civil Writ Petition under Articles 226/227 of the
Constitution of India for the issuance of a writ in the nature
of mandamus directing the respondent authority to regulate
/ distribute the payment of grants to the petitioners Gram
Panchayat in the State of Punjab as provided under
relevant sections of the Punjab Panchayati Raj Act, 1994
and not to treat the same as bounty which can be
distributed at the sole discretion and to the persons of
choice.”*

[2] The aforementioned writ petition was disposed off in terms of
decision dated 21.08.2006 rendered by this Court in CWP-9417-2006, titled

“Gram Panchayat Village Lohgarh and others Versus State of Punjab and others”, the operative portion thereof is extracted hereunder:-

“ In view of the discussion made above, it is held that the Scheme (Annexure R-1), cannot over-ride the provisions of the Act. Accordingly, it is ordered that all the grants sanctioned, whatever, may be the source and scheme, be credited to the funds of the Gram Panchayat and be put at its disposal, for utilization. It is further ordered that if any expertise is needed, the same be provided by technical wing of the department of Rural development and panchayats, Punjab. The authorities are at liberty, if need be to ask for prior sanction of the development work in village and approval of estimates etc. However, the official of the department have got no jurisdiction to execute those works in a village, directly have got no jurisdiction to execute those works in a village, directly under their own supervision. They may guide the panches and sarpanches, if need be.”

[3] Alleging willful non-compliance of the aforementioned directions, the present petition came to be filed.

[4] Learned State Counsel points out that an appeal preferred against the aforesaid decision dated 21.08.2006 rendered in CWP-9417-2006 stands allowed by the Hon'ble Apex Court vide decision dated 19.09.2008 passed in *Special Leave to Appeal (Civil) No. 19387 of 2006*, titled “*Panchayat Samiti Gurdaspur Versus Gram Panchayat Babehali and others*” alongwith other connected matters; thus, no cause survives in the present petition.

[5] In view of the above, no further orders are required to be passed in the present contempt petition, the same is **disposed off accordingly**.

- [6]

Rule stands discharged.
- [7]

Pending miscellaneous application(s), if any, shall also stand disposed off.

February 20, 2025

(HARKESH MANUJA)
JUDGE

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<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>