

2025:PHHC:017177



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

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**CWP-3280-2025 (O&M).
Date of Decision: 05.02.2025.**

DHARAMBIR

... Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

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

Present: Mr. Ishnoor Singh, Advocate, for
Mr. Vikram Singh, Advocate,
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been preferred by the petitioner for seeking issuance of an appropriate writ in the nature of Mandamus directing respondents No.2 and 3 to remove respondent No.4/Sarpanch under Section 51 of the Haryana Panchayati Raj Act, 1994 as said respondent No.4 is stated to be involved in FIR No.12 dated 17.05.2023, under Sections 120-B, 384 of the Indian Penal Code, and under Sections 7 and 7A of the Prevention of Corruption Act, 1988, registered at Police Station ACB, Ambala, District Anti Corruption Bureau, Haryana.

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2 At the very outset, learned counsel for the petitioner submits that the petitioner would be satisfied in case a direction is issued to the respondent No.2-the Deputy Commissioner, Kurukshetra, to decide the representation dated 09.12.2024 (Annexure P-4) submitted by the petitioner by passing a speaking and reasoned order in accordance with law and in a time bound manner.

3 Notice of motion to respondents No.1 to 3/State only at this stage.

4 Ms. Tanisha Peshawaria, DAG, Haryana, accepts notice on behalf of the aforesaid respondents and submits that she has no objection to the aforesaid prayer being granted.

5 Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present writ petition is disposed of with a direction to respondent No.2-the Deputy Commissioner, Kurukshetra, to decide the representation dated 09.12.2024 (Annexure P-4) submitted by the petitioner and to pass a speaking and reasoned order thereupon in accordance with law within a period of two months from the date of receipt of certified copy of this order after granting an opportunity of hearing, if prescribed under law, to the respective parties.

February 05, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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