



**CM-6102-CWP-2026 in/and
CWP-33178-2025 (O&M)**

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

159+309

**CM-6102-CWP-2026 in/and
CWP-33178-2025 (O&M)
Date of decision: 06.05.2026**

Suman

....Petitioner

Vs.

State of Haryana and others

....Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Rajeev Anand, Senior Advocate assisted by
Ms. Yukti Shandil, Advocate
for the applicant/petitioner.

Mr. Pankaj Mulwani, Senior DAG, Haryana.

Mr. Manu K.Bhandari, Advocate and
Mr. Rohit Kataria, Advocate
for respondent No.5.

HARSH BUNGER J. (Oral)

1 Petition herein is, *inter alia*, seeking a writ in the nature of Certiorari, for setting aside the order dated 04.03.2025 (Annexure P-7) passed by learned Deputy Commissioner, Karnal, whereby the petitioner has been removed from the post of Sarpanch of Gram Panchayat Village Kunjpura, District Karnal.

1.1 A further prayer has been made for setting aside the order dated 30.09.2025 (Annexure P-9) passed by learned Commissioner, Karnal Division, Karnal, whereby the appeal filed by petitioner against the suspension order has been dismissed.



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2. During the course of hearing of this petition, a broad consensus has been arrived at between the parties that the matter requires to be re-looked at the hands of the learned Commissioner; accordingly, it is submitted that the matter be reconsidered by the learned Commissioner, so as to provide one opportunity to the petitioner to justify as to whether the amount which has been utilized for making payments in respect of certain development works carried out in the village was actually utilized at site, although, the entries in the activity codes, under which the said amount is stated to have been spent, do not tally with the works, which the petitioner claims to have been carried out at the site.

3. Keeping in view the broad consensus arrived at between the parties, the present writ petition is partly allowed and the order dated 30.09.2025 (Annexure P-9) passed by learned Commissioner, Karnal Division, Karnal is set aside and the matter is remitted to the learned Commissioner, Karnal Division, Karnal, to pass a fresh order after affording due opportunity of hearing to all the concerned parties and by way of passing of a speaking order within a period of four weeks from today, in accordance with law.

3.1 The petitioner shall be at liberty to substantiate his claim that the amount, which is alleged to have been embezzled, the same was actually utilized for the development works at the site (as claimed by her) before the authority below.



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3.2 On the other hand, the complainant shall also be entitled to participate in the proceedings and lead his evidence in support of his allegations levelled against the petitioner.

3.3 The parties shall appear before the learned Commissioner, on 11.05.2026 or any other date as may be fixed by learned Commissioner.

4. At this stage, it has been pointed out that bye-elections to the vacancies in the office of Sarpanch/Panch have been scheduled for 10.05.2026.

5. In view of the facts and circumstances of the case, it is directed that let the bye-elections to the post of Sarpanch of Gram Panchayat, Kunjpura be held on the scheduled date, however, the result thereof shall be subject to the final outcome of the proceedings before the learned Commissioner.

6. The present writ petition is disposed of in aforesaid terms.

7. All the pending application(s), if any, shall also stand closed.

(HARSH BUNGER)
JUDGE

06.05.2026
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Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No