



CWP-14047-2026 (O&amp;M)

2026:PHHC:076984



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

\*\*\*\*

**CWP-14047-2026 (O&M)  
Date of Decision: 15.05.2026**

Vikram Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE HARSH BUNGER**

Present: Mr. Sanjiv K. Aggarwal, Advocate (Through V.C.) and  
Mr. Nissim Aggarwal, Advocate  
for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana assisted by  
Mr. Azad, Reader Divisional Commissioner, Gurugram.

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**HARSH BUNGER J. (ORAL)**

Prayer in the present writ petition filed under Articles 226/227 of the Constitution of India *inter alia* is for issuance of a writ in the nature of Certiorari for setting aside order dated 16.04.2026 (Annexure P-20) passed by the learned Commissioner, Gurugram Division, Gurugram, whereby an application for grant of stay filed by the petitioner along with his statutory appeal against his suspension order, has been dismissed and the main appeal has been adjourned for hearing.

2. Learned counsel for the petitioner, appearing through Video Conferencing Mode, while referring to impugned order dated 16.04.2026 (Annexure P-20), submits that the learned Commissioner, Gurugram



Division, Gurugram, while declining the prayer for stay, has not recorded any reasons whatsoever. It is further submitted that the impugned order dated 16.04.2026 is a totally non-speaking order and has been passed without assigning any justification for rejection of the stay application.

3. The aforesaid order dated 16.04.2026, passed by the learned Commissioner, Gurugram Division, Gurugram, reads as under:-

*“Mr. V.P. Munjal, Advocate appearing on behalf of Sh. Vikram has submitted that it is clearly recorded in the letter of October, 2025 of BDPO that Sarpanch has received the salary till July, 2022 and there is no evidence of contesting the election by suppressing facts. Considering the report of the SDM and the suspension order by DC on that basis, notice is issued to them for the next date. **The stay application is declined** and the complainant is made party to the proceedings. The next date is given as 14.05.2026.*

*Sd/-  
Commissioner, Gurugram Division,  
Gurugram  
16.04.2026”*

4. Ms. Upasana Dhawan, Assistant Advocate General, Haryana, appears on behalf of respondents-State, in pursuance of the advance copy of paper book having already been supplied to the State of Haryana.

4.1 Learned State counsel, after going through order dated 16.04.2026, could not dispute the fact that the learned Commissioner, Gurugram Division, Gurugram, while declining the prayer for stay made by the petitioner, had not recorded any reasons whatsoever.

5 Keeping in view the above, since no reasoning is forthcoming in the impugned order dated 16.04.2026, as regards the circumstances, which has weighed in the mind of the learned Commissioner, Gurugram Division, Gurugram, for declining the prayer for stay; in my considered

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view, order dated 16.04.2026 (Annexure P-20) is a non-speaking order and hence, unsustainable in the eyes of law.

6. In view of the above, order dated 16.04.2026 (Annexure P-20), passed by the learned Commissioner, Gurugram Division, Gurugram, is set aside. As a consequence thereof, the suspension of the petitioner shall remain stayed during the pendency of the appeal filed by the petitioner before the learned Commissioner, Gurugram Division, Gurugram.

6.1 Further, a direction is issued to the learned Commissioner, Gurugram Division, Gurugram, to consider and decide the appeal filed by the petitioner within a period of two months from today.

7. The present writ petition is disposed of in the aforesaid terms.

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

**15.05.2026**  
*Pd*

**(HARSH BUNGER)**  
**JUDGE**

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|--------------------------------|--------|
| 1. Whether speaking/reasoned : | Yes/No |
| 2. Whether reportable :        | Yes/No |