

WRIT PETITION (226) NO. 361/2015

Smt. Kunti Devi Raja Koshle, aged 21 about years, H/o Shri. Abhisek Koshle, Village-Murdhia, Post Office- Kodva Bani, Thana-Lalpur, Civil and Revenue District-Mungeli (C.G.)

WP (C) 361 / 15
4135 / 15
Presented by Mr. P. J. Basman
25/2/15
RESPONDENT:

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1. Chhattisgarh State Election Commission, Thru- Secretary, Near D.K.S Bhavan (Old Mantralaya) Raipur (C.G.)
2. District Election Officer (Panchayat Election 2015) / Collector , Mungeli, Civil and Revenue District -Mungeli (C.G.)
3. Returning Officer (Panchayat Election 2015) / Tehsildar Civil and Revenue District-Mungeli (C.G.)



WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION
OF INDIA



HIGH COURT OF CHHATTISGARH : BILASPUR

W.P.(C) No.361 of 2015

PETITIONER

Smt. Kunti Devi Raja Koshle

Versus

RESPONDENTS

Chhattisgarh State Election
Commission and others

Single Bench : Hon'ble Shri Justice Prashant Kumar Mishra

Present :- Shri Rituraj Barman, Advocate for the petitioner.
Shri Adiraj Surana, Dy. GA for the State.

ORAL ORDER

(Passed on this 2nd Day of March, 2015)

Heard learned counsel for the parties.

1. The petitioner is challenging the result of election of the office of Sarpanch of Gram Panchayat, Khursi, District Mungeli. Petitioner has an alternative remedy of filing an election petition under Section 122 of the Chhattisgarh Panchayat Raj Adhiniyam, 1993.
2. In view of the provisions contained under Article 243-O of the Constitution of India, result of an election to an office of a Panchayat can only be challenged by way of election petition and jurisdiction of this Court is barred.
3. For the foregoing, the writ petition is dismissed as not maintainable. Petitioner may prefer the duly constituted election petition in accordance with law.

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**Sd/-
Prashant Kumar Mishra
Judge**