

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR**W.P. (C) NO. 1977 OF 2014****PETITIONER**

:-

Ganesh Singh Dhruv S/o late Shri Dharamu Singh Dhruv, aged about 41 years, Vice President, Municipal Council Bhatapara, District Baloda Bazar-Bhatapara, R/o Ward No. 5, Nayapara (Krishna Nagar), Bhatapara, District Baloda Bazar-Bhatapara (Chhattisgarh)

1977/13
R. No.
Presented by Shri. Savad Shrivastava
dated 8/10/14

VERSUS**RESPONDENTS**

:-

1. State of Chhattisgarh, through Chief Secretary, Department of Urban Administration and Development, Mahanadi Bhawan, Naya Raipur, Tahsil & District Raipur (Chhattisgarh).
2. Directorate, Urban Administration and Development Department, Chhattisgarh, Through : The Director, Department of Urban Administration and Development, Mahanadi Bhawan, Naya Raipur, Tahsil & District Raipur (Chhattisgarh)
3. The Collector, Baloda Bazar-Bhatapara, District Baloda Bazar-Bhatapara (Chhattisgarh)
4. Municipal Council Bhatapara, through Chief Municipal officer, Bhatapara, District Baloda Bazar-Bhatapara (Chhattisgarh)



**WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF THE WRIT
IN THE NATURE OF CERTIORARI, MANDAMUS,
DIRECTION AND OTHER SUITABLE WRIT OR WRITS,
DIRECTION OR DIRECTIONS, ORDER OR ORDERS**



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HIGH COURT OF CHHATTISGARH, BILASPUR**W.P. (C) No. 1977 of 2014****PETITIONER**

Ganesh Singh Dhruv

Versus**RESPONDENTS**

State of Chhattisgarh & others

Shri Sourabh Sharma, counsel for the petitioner.
Shri Arun Sao, Dy. A.G. for the State.
Shri Y.S. Thakur, counsel for respondent No.4.

SINGLE BENCH : HON'BLE SHRI PRASHANT KUMAR MISHRA, J.**ORAL ORDER
(14/01/2015)**

Petitioner is challenging Constitution of Wards within the area of Municipal Council, Bhatapara, District Baloda Bazar-Bhatapara by issuing the Notification Annexure P/1 to P/3. Admittedly, election to the said Municipality has already completed. Constitution of Wards is primarily for holding elections so as to elect a Member who will ultimately represent the ward in the Municipality. It is otherwise an administrative unit within the Municipality. It is settled law that delimitation of constituency does not involve adjudicatory disposition as the said delimitation does not affect an individual but entire population residing therein is affected uniformly. Petitioner has not suffered any personal loss or damage because of the Constitution of Wards. His only grievance is that the Constitution is contrary to Rules and since the Constitution ultimately affects the reservation of Wards in election, petitioner's right to contest election has been affected.

2. As earlier stated since election has already completed, the issue raised in this petition is rendered academic.
3. Accordingly, the writ petition is dismissed as infructuous.

Sd/-
Prashant Kumar Mishra
Judge

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