

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) NO. 138 OF 2015

PETITIONER :

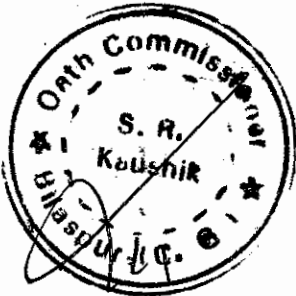
Phool Kumari Nirala, W/o
Ram Das Nirala, aged about
35 years, R/o village
Barbhantha, Gram Panchayat
Barbhantha (A), PS & Tahsil
Sarangarh, Dist. Raigarh.
Civil & Revenue Dist. Raigarh
(CG).

WP(C)/138/15
15/5/15
P.R.No.
Presented by Shri M.K. Agrawal
dated 21.1.15

Versus

RESPONDENTS :

1. State of Chhattisgarh,
Through the Secretary,
Department of Panchayat,
Mahanadi Mantralaya, Naya
Raipur, Post Office & Police
Station Naya Raipur, District
Raipur (CG).
2. Chhattisgarh State Election
Commission, Chhattisgarh, Near
Mahadevghat, Raipur (CG).
3. Collector-cum-District Election
Officer, Raigarh, Dist. Raigarh
(CG).
4. Sub Divisional Officer (Revenue),
Sarangarh, Dist. Raigarh (CG).
5. Tahsildar-cum-Returning
Officer, Sarangarh, Dist.
Raigarh (CG).
6. Manjupati Tularam Nirala,
R/o village Barbhantha, Gram
Panchayat Barbhantha (A), PS
& Tahsil Sarangarh, Dist.
Raigarh (CG).
7. Lalita, W/o Rajendra Kurrey,
R/o village Barbhantha, Gram
Panchayat Barbhantha (A), PS
& Tahsil Sarangarh, Dist.
Raigarh (CG).



A.



WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA



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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (C) No. 138 of 2015

PETITIONER

Phool Kumari Nirala

Versus

RESPONDENTS

State of Chhattisgarh & others

Shri V.K. Agrawal, counsel for the petitioner.
Shri Siddharth Rathore, Dy. Govt. Advocate for the State.
Smt. Anubhuti Marhas, counsel for State Election Commission.

SINGLE BENCH : HON'BLE SHRI PRASHANT KUMAR MISHRA, J.

**ORAL ORDER
(27/01/2015)**

Petitioner is seeking a direction to the respondents-authorities to accept his nomination form for the office of Sarpanch, Gram Panchayat Barbhantha, District Raigarh.

2. Writ petition is substantially against improper rejection of nomination form. Such relief cannot be allowed in a writ petition in view of bar contained under Article 243-O of the Constitution of India. Petitioner's remedy lies in moving an election petition under Section 122 of the Chhattisgarh Panchayat Raj Adhiniyam, 1993.

3. Accordingly, writ petition is dismissed as not maintainable.

Sd/-
Prashant Kumar Mishra
Judge