

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRR No.3732 of 2014

Date of decision: 06.02.2015

Pushpa Devi

.....Petitioner

versus

Ram Karan and others

.....Respondents

**CORAM: Hon'ble Mr.Justice Kuldip Singh**

Present: Mr.Ashwani Veerma, Advocate for the petitioner  
Mr.Satish Saini, DAG Haryana

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

**Kuldip Singh, J. (Oral)**

Custody certificate filed in Court is taken on record. Vide judgment and order dated 25.5.2012 and 26.5.2012 respectively, the revisionist was convicted under Sections 465 and 471IPC and sentenced to undergo RI for one year on each count. The allegations against her are that at the time of election of Sarpanch of Gram Panchayat, she filed a wrong affidavit regarding her eligibility regarding number of children.

Learned counsel for the revisionist has contended that the revisionist has a daughter of marriageable age and that in the villages entire show is managed by the husband. Therefore, lenient view be taken. Custody certificate shows that the petitioner has undergone the actual sentence of 2 months and 29 days only.

Filing of information by the candidate at the time of election to the public office is foundation of the democracy and if during the election process a wrong affidavit is filed to make himself/herself eligible for the election, the same cannot be taken lightly. The trial Court has already taken a lenient view by awarding mild punishment of one year, whereas in such cases maximum punishment could be awarded. Therefore, no ground is made out to interfere in the impugned judgment.

The revision petition is dismissed.

**06.02.2015**

*gk*

**(Kuldip Singh)**  
**Judge**