

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

CWP No. 12265 of 2015

DATE OF DECISION : 02.07.2015

Om Parkash and another

.... PETITIONERS

Versus

State of Haryana and another

.... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. Om Parkash Gupta, Advocate,
for the petitioners.

* * *

SATISH KUMAR MITTAL, J. (Oral)

Petitioners Om Parkash and Jagdish Kumar, who are Municipal Councilor and Ex-Municipal Councilor of Municipal Committee, Naraingarh, respectively, have filed this petition seeking quashing of the Notification dated 02.03.2015 (Annexure P-1), whereby publication of delimitation of wards of Municipal Committee, Naraingarh, District Ambala, has been made final for the elections to be held in the year 2015.

The only ground, on which the aforesaid Notification has been challenged, is that the objections filed by the petitioners to the proposed Notification were not considered while issuing the final Notification. Undisputedly, the proposed notification under Rule 9 of the Haryana Municipal Delimitation of Ward Rules, 1977, was issued on 09.12.2014 and

the final Notification has been issued on 02.03.2015. It is admitted position that after 09.12.2014, no objections have been filed by the petitioners. Therefore, the argument raised by the petitioners is not sustainable. Even otherwise, as per the decision of the Supreme Court in **Meghraj Kothari v. Delimitation Commission and others**, AIR 1967 SC 669, and the decision of this Court in **Janta Jagriti Munch, Dinanagar v. The Union of India and others** (CWP No. 26163 of 2012, decided on 18.09.2013), issuance of a Notification is a legislative function and does not require any interference.

No merit. Dismissed.

**(SATISH KUMAR MITTAL)
JUDGE**

July 02, 2015
ndj

**(HARINDER SINGH SIDHU)
JUDGE**