

CWP No. 16320 of 2014

1

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

**CWP No. 16320 of 2014.
Date of Decision : 31.08.2015.**

Sarabjeet Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: Mr. T.P.S. Makkar, Advocate for the petitioner.

Mr. S.S. Chandumajra, Addl. A.G., Punjab.

Mr. Varinder Pal Singh Mithewal, Advocate
for respondent No. 2.

Mr. Karan Bhardwaj, Advocate for respondent No. 5.

Paramjeet Singh, J.(Oral)

Short reply filed on behalf of respondent No. 4 in Court today, is taken on record. Reply also filed on behalf of respondent No. 2 is taken on record.

The instant petition has been filed for setting-aside the order dated 21.07.2014 (Annexure P-4) vide which the learned Election Tribunal-cum-Presiding Officer has directed re-counting of the votes polled in the election held for the post of Sarpanch of Gram Panchayat

Village Madie Ke without any opportunity to lead evidence on behalf of the petitioner.

At the outset, learned State counsel and the private respondents state that the order of the Tribunal may be set-aside. Learned State counsel further states that since the matter is still pending and the operation of impugned order has been stayed by this Court, the Election Tribunal may be directed to decide the election petition expeditiously.

Learned counsel for the petitioner states that he has no objection to the prayer made by learned counsel for the respondents.

In view of the consent given by the parties, the impugned order dated 21.07.2014 (Annexure P-4) is hereby set-aside. The Election Tribunal is directed to decide the Election Petition expeditiously, preferably within a period of three months. After the evidence is lead by the parties, if the Election Tribunal comes to the conclusion to order recounting of votes, he may pass a fresh order for re-counting of the votes indicating the reasons, therefore, in accordance with law.

Disposed of.

August 31, 2015.
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(PARAMJEET SINGH)
JUDGE