

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No.16364 of 2014 (O & M)
Date of decision:06.01.2015

Usha Rani

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. C.M. Munjal, Advocate,
for petitioner.

Mr. Yatinder Sharma, Addl.A.G., Punjab.

Mr. P.K. Ganga, Advocate, for respondent No.2.

Mr. Harjeet Singh Gill, Advocate,
for Mr. Saurabh Gautam, Advocate, for respondent No.3.

Rajan Gupta, J. (oral)

This petition is filed against the order dated 05.08.2014 by which the Election Tribunal has directed re-counting of the votes without there being any *prima facie* evidence led by the election petitioner.

At the very outset, learned State counsel has submitted that the order of the Tribunal may be set aside but since the matter is pending since long, therefore, some direction may be issued to the Election Tribunal to decide the election petition expeditiously.

Obviously, learned counsel for petitioner has no objection to this prayer made by learned State counsel. Accordingly, present petition is allowed, impugned order dated 05.08.2014 is set aside and the Election Tribunal, who is seized of the matter, is directed to make an effort to decide the election petition as expeditiously as possible, by giving short adjournments, preferably within a period of two months from today.

Needless to observe, it is open to the Election Tribunal to direct recounting of votes at the appropriate stage, if necessary.

06.01.2015
sukhpreet

(RAJAN GUPTA)
JUDGE