

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 25604 of 2015

Date of Decision: December 11, 2015

Gurmej Singh

... Petitioner

Versus

Presiding Officer, Election Tribunal and others

... Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: Mr. D.S. Gandhi, Advocate,
for the petitioner.

Paramjeet Singh, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent no.1 to decide the election petition expeditiously.

Learned counsel for the petitioner states that petitioner has filed an election petition in the year 2013, which is being unnecessarily adjourned at the instance of respondent no.2. Learned counsel further states that petitioner has already concluded his evidence. As per knowledge of the petitioner, evidence has also been concluded by the opposite party. On one pretext or the other, election petition is being adjourned just to favour respondent No.2 – Balbir Singh so that he may

Since the only grievance of the petitioner is against the Presiding Officer, Election Tribunal, which is not deciding the election petition, notice of motion is only issued to respondent no.1.

On the asking of the Court, Mr. S.S. Chandumajra, Additonal Advocate General, Punjab, accepts notice on behalf of respondent no.1. At this stage, it is not necessary to issue notice to the private respondents.

Be that as it may, the fact remains that election petition was filed in the year 2013, but the same has not been decided till date.

Since the only grievance of the petitioner is that his election petition be decided expeditiously, instant writ petition is disposed of with a direction to the Election Tribunal to decide, if the parties have already concluded their evidence, the election petition on the already adjourned date which is stated to be 27.01.2016 or within two weeks thereafter. In case the parties have not concluded their evidence, then only one opportunity each shall be provided to them. The election petition shall certainly be decided before 15.02.2016.

December 11, 2015
vkd

[Paramjeet Singh]
Judge