

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Misc. No.5-E of 2015 in/and
Election Petition No.10 of 2012(O&M)
Date of decision: 11.2.2015

Gobind Singh

....Petitioner

Versus

Arvind Khanna

...Respondent

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Kanwaljit Singh, Senior Advocate with
Ms. Gurdeep Kaur, Advocate for the petitioner-non applicant.

Mr. Salil Sabhlok, Advocate for the respondent-applicant.

G.S.Sandhawalia J.(Oral)

Civil Misc. No.5-E of 2015

Prayer made in the present Civil Misc.Application under Section 151 CPC for placing on record letter dated 13.1.2015 (Annexure A-1) and notification dated 20.1.2015 (Annexure A/2) filed by the applicant-respondent is allowed.

Annexures A/1 and A/2 are taken on record.

Office to tag the same at appropriate place in the file.

The Civil Misc. Application stands disposed of accordingly.

Election Petition No.10 of 2012.

A perusal of the said documents(Annexures A/1 and A/2) would go on to show that the respondent has submitted his resignation on 12.5.2014 as elected candidate from Dhuri Assembly Constituency of the Punjab Vidhan Sabha. Thereafter, another letter was sent on 13.1.2015 (Annexure P/1) to confirm the said resignation. In pursuance of the said letter, a notification dated 20.1.2015 (Annexure A/2) had been issued by the Secretary, Punjab Vidhan Sabha and the said seat has fallen vacant from the date of issuance of notification.

Keeping in view the said subsequent development, the challenge in

the present Election Petition which is for setting aside and declaring the election of respondent has returned candidate as void from Dhuri Assembly Constituency is rendered infructuous.

In view of the above subsequent development, counsel for the petitioner does not press the present Election Petition and prays that the same may be disposed of as having been rendered infructuous.

Accordingly, the present Election Petition is disposed of as not pressed in view of having been rendered infructuous.

11.2.2015
Pka

(G.S.SANDHAWALIA)
JUDGE