

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

CWP-7083-2015 (O&M)
Date of decision : 14.05.2015

Balbir Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. P.L. Singla, Advocate for the petitioners.

JITENDRA CHAUHAN, J.

The petitioners seek issuance of a writ in the nature of Certiorari, setting aside the election conducted by respondent No.5 of The Kamalpura Cooperative Agriculture Service Society (for short, 'the Society'), respondent No.4.

The learned counsel contends that the petitioners will be satisfied in case, at this stage, the Deputy Commissioner, Ludhiana, is directed to look into the representation, Annexure P-4, and decide the same within a specified period.

In pursuance of order dated 24.04.2015, Shri Tarlochan Singh, Secretary of the Society, has come present in the Court and handed over a sealed envelope containing the record of the elections. The said envelope was opened, perused and returned back to him.

As per the record, the representation was moved by the petitioners on 22.10.2014. The case of the petitioners is that petitioner

Nos.1 and 2 were deprived of participating in the election process as the nomination papers were made available to them at 11.15 AM whereas, candidates of the opposite parties had been provided the nomination papers couple of days ahead of the date of elections.

In the absence of any evidence on record in support of the averments made, the Court at this stage is not inclined to go into the merits of the allegations. However, the Deputy Commissioner, Ludhiana, will look into the representation, Annexure P-4, and decide the same expeditiously, preferably within three months from the date of receipt of a certified copy of this order. On completion of the enquiry, if any irregularity is noticed, he will take appropriate action in accordance with law.

Disposed of.

14.05.2015
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(JITENDRA CHAUHAN)
JUDGE