

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

**C.M. NO.9343 CII OF 2015 &
F.A.O. NO.3117 OF 2015**

DATE OF DECISION: NOVEMBER 02, 2015

Baljinder Singh

.....Appellant

VERSUS

Jagsir Singh and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

1. Whether Reporters of local papers may be allowed to see the judgement?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

**Present: Mr. Ashish Verma, Advocate,
for the appellant.**

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this appeal is to the order dated 12.02.2015 passed by the Election Tribunal (A.D.C.), Bathinda, whereby the election petition preferred by the appellant, challenging the election of Jagsir Singh, respondent No.1, stands dismissed.

It is the contention of learned counsel for the appellant that the result sheet prepared on Form No.9 does not bear the signature of appellant-Baljinder Singh. In support of this contention, he places reliance upon Ex.P4, which is a certified copy of Form 9 as received by the appellant from the respondent authority. He contends that the finding as recorded by the Tribunal that the signatures of the appellant are present on the result sheet is incorrect.

On this assertion, the records of the Court below were summoned. On perusal of the said records, the assertion, as has been made by counsel for the appellant, with reference to Ex.P4, appears to be correct but the said certificate, which has been placed on record, does not tally with the one which is in possession of counsel for the appellant. That apart, the original Form 9, which has been placed on record as Ex.RW1/A, does contain the signatures of the appellant.

In view of the above, the findings recorded by the Tribunal cannot be said to be incorrect and, thus, no interference in the same can be made.

The present appeal, therefore, being devoid of merit, stands dismissed.

Since the main appeal stands dismissed, C.M. No.9343 CII of 2015, for staying the operation of the impugned order dated 12.02.2015, is also dismissed.

November 02, 2015
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE