

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 416 of 2015

- Dharam Singh S/o Sahab Singh Porte Aged About 25 Years Caste Gond, R/o Gram Panchayat Podi, Janpad Panchayat Marwahi PO & PS Marwahi, District Bilaspur (C.G.)

---- Petitioner

Versus

1. Sub Divisional Officer (Revenue) And Prescribed Authority Under The Chhattisgarh Panchayat Raj Adhiniyam 1993, Pendra Road, Distt. Bilaspur (C.G.)
2. Indrasen Maravi S/o Gajroop Singh Aged About 22 Years Caste Gond, R/o Dadiya, Gram Panchayat Podi, Janpad Panchayat Marwahi, Distt. Bilaspur (C.G.)
3. Ganesh Singh Aged About 27 Years
4. Balram Singh S/o Kosu, Aged About 40 Years
5. Manmohan Singh S/o Sipahi Lal Aged About 28 Years
6. Govind Singh Aged About 22 Years
7. Bachan Singh S/o Chandrabhan Singh Porte, Aged About 26 Years
8. Peetal Singh S/o Kamod Singh Aged About 26 Years

Respondents 2 to 7 all are residents of Gram Panchayat Podi, Janpad Panchayat Marwahi Distt. Bilaspur, (C.G.)

9. Assistant Returning Officer Janpad Panchayat Marwahi, Distt. Bilaspur, (C.G.)

---- Respondent

For Petitioner	Mr. Malay Shrivastava, Advocate
For Respondent/State	Mrs. Astha Shuka, Panel Lawyer
For Respondent No.2	Mr. Shailendra Dubey, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

14/6/2016

1. Heard.
2. It is agreed by learned counsel for the parties that the writ petition may be disposed of by directing the Election Tribunal i.e. SDO (Revenue), Pendra Road, District Bilaspur, to pass fresh order on the issue of holding a recount after examination of witnesses.
3. In view of the above joint statement made by learned counsel for the parties, the writ petition is disposed of with a direction that the SDO (Revenue), Pendra Road shall proceed with the trial of Election Petition. The parties to the Election Petition may complete the pleadings within one month and thereafter, the Election Tribunal shall proceed to frame issues, record evidence of the parties and then consider the issue concerning holding a recount afresh on the basis of evidence available on record.
4. The trial be completed within a period of 06 months from the date of framing of issues.

Sd/-

Judge

(Prashant Kumar Mishra)

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