

204.

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

Civil Revision No.7208 of 2013

Date of decision:27.01.2016

Mandeep Kaur

... Petitioner

versus

Harjinder Kaur and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Harkanwarjit Singh, Advocate,
for the petitioner.

Mr. N.S. Swaitch, Advocate,
for respondent No.1.

Mr. Ashwani Bhatia, AAG, Punjab,
for respondent No.2.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

1. The objection taken by the petitioner was that there was no due compliance of the statutory requirement under Section 78 of the Punjab State Election Commission Act, 1994. The Election Tribunal has rejected it without reasons. The objection brought before me is that in the copy served on the petitioner, it did not contain the signature of the party above the verification. The compliance of Section 78 will be taken as made if the copy is

attested as a true copy by the party. I find that the petition served on the petitioner contains such an endorsement by the party in her hand that the document served is a true copy. I will not find any violation of the said Section, for, the requirement of the Section ought not to be understood as requiring signature of the party at every page and that also the signature must be found above and beneath the verification in the copy served on the contesting party. They are necessary only in the original and the copy is required to be stated as a true copy with the signature of the party. There is not even an objection stated that the original petition has not been signed in the manner required. It says that the copy of the petition has not been duly signed and verified the copy but which I find as signed in the manner that is necessary.

2. There is no error in the impugned order. The revision petition is dismissed on the above terms.

(K.KANNAN)
JUDGE

27.01.2016
sanjeev