

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CWP No.14255 of 2016
Date of decision:21.7.2016**

Satnam Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.H.S.Bedi, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Feeling aggrieved against the alleged illegal voter list (Annexure P-2) and also the consequent election programme (Annexure P-3) issued by respondent authorities, petitioner has approached this Court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of certiorari for quashing the voter list and also the election programme.

During the course of hearing, when confronted as to when the voter list (Annexure P-2) was prepared, learned counsel for the petitioner had no answer. Again, he is not aware as to when the impugned election programme (P-3) was issued by the competent authority. Petitioner has come to this Court at the eleventh hour by way of present writ petition, challenging the election programme (Annexure P-3). As per the impugned election programme, last date for issuing the election notice to members was 8.7.2016 and date of filing of nomination papers is 25.7.2016.

In view of the above, petitioner is coming to this Court at such

a belated stage of the election that impugned election programme (Annexure P-3) cannot be stayed, because it is the settled proposition of law that once the election schedule is issued by the competent authority, the same is generally not stayed by any court of law. Further, during the course of hearing, learned counsel for the petitioner has fairly conceded that it would be one of the grounds for challenging the election, which is going to be held pursuant to Annexures P-2 and P-3. Once it is so, remedy for petitioner lies else where.

In view of the above, the instant writ petition has been found wholly misconceived, belated and bereft of any merit, thus, it must fail. No case for interference has been made out.

Resultantly, with the above-said observations made, the present petition stands dismissed, however, with no order as to costs.

21.7.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE