

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

**CWP No. 14307 of 2016
Date of decision : 22.7.2016**

Mahender Mangla

.....Petitioner

v.

State of Haryana and others

.....Respondents

**CORAM : HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present : Mr. Ashok K. Sharma, Advocate, for the petitioner

Ajay Kumar Mittal, J.

1. The petitioner has approached this Court under Articles 226/227 of the Constitution of India seeking issuance of writ of certiorari for setting aside the result of Municipal Election, Ward No.16, Jind. According to him, the same has been declared in violation of Haryana Municipal Election Rules. Further prayer has also been made to conduct the fair enquiry on the representation submitted by the petitioner.

2. The Full Bench of this Court in **“Prithvi Raj v. State Election Commission, Punjab, 2007 AIR (Punjab) 178 (P & H)** has held that no writ is maintainable once the election process is started and the remedy is available to the petitioner to approach the Tribunal first.

3. The petitioner is having remedy by way of election petition against the Municipal Elections in respect of Ward No.16, Jind.

4. In view of the above, we refrain ourselves to entertain the writ

petition and dispose of the same by relegating the petitioner to avail the alternative remedy in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(RAMENDRA JAIN)
JUDGE

22.7.2016
Ashwani