

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CM-4667-CWP-2016 in/and
CWP No.1755 of 2016 (O&M)
Date of Decision: 25.04.2016**

Anita Devi & Ors.

... Petitioners

VS.

State of Haryana & Ors.

... Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE A.B. CHAUDHARI**

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

Present: Mr. Sunil Chadha, Senior Advocate with
Mr. MS Atwal, Advocate for the petitioner

Ms. Kirti Singh, DAG Haryana

Mr. Keshav Pratap Singh, Advocate for respondent No.4

Mr. Sajjan Singh Malik, Advocate for respondent No.5

SURYA KANT, J. (Oral)

CM-4667-CWP-2016

Affidavit dated 20.04.2016 of Dhare s/o Sh. Kushal Singh
purportedly filed in compliance to the order dated April 6, 2016 is
taken on record.

CM stands disposed of.

CWP No.1755 of 2016

(1) In the instant writ petition, challenge laid is to the election
of President of Municipal Committee, Pataudi. The President was
elected by way of draw of lots on the premise that both the contesting
candidates secured 6 valid votes each.

(2) Since there was a dispute with regard to the validity of one vote which was rejected by the Returning Officer, the original ballot papers as well as video-graphy of the election process recorded by the authorities were summoned. The original ballot papers lying in the sealed cover have been opened. The disputed ballot paper has been seen.

(3) Learned counsel for the petitioners at this stage seeks to withdraw the writ petition with liberty to file election petition. Ordered accordingly. The original ballot paper is ordered to be resealed under the signatures of the Bench Secretary. The election record be also resealed and handed over to the State counsel.

(4) With liberty afore-mentioned, the writ petition is dismissed as withdrawn.

(Surya Kant)
Judge

25.04.2016
vishal shonkar

(A.B. Chaudhari)
Judge