

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

**Civil Writ Petition No. 23750 of 2016
Date of Decision: 17.11.2016**

Dr. Achhar Sharma

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Surinder Singh Walia, Advocate
for the petitioner.

RAMESHWAR SINGH MALIK J. (ORAL)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court, by way of instant writ petition under Article 226/227 of the Constitution of India, seeking a writ in the nature of Mandamus.

Heard learned counsel for the petitioner.

Petitioner, by way of instant writ petition, seeks a writ in the nature of Mandamus, directing respondents No. 1 to 4 to cancel the nomination paper of respondent No.5, who is intending to contest the election in question. During the course of hearing, learned counsel for the petitioner has failed to refer to any provision of law under which such relief

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can be granted to the petitioner. It goes without saying that if the nomination paper of any candidate is accepted wrongly, that would be a ground for challenging the result of election.

No other argument was raised.

Considering the peculiar facts and circumstances of the case noted above, coupled with the reasons aforementioned, this Court is of the considered view that instant writ petition is wholly misconceived, bereft of merit and without any substance, thus, it must fail. No case for interference has been made out.

Resultantly, with the abovesaid observations made, present writ petition stands dismissed, however, with no order as to costs.

(RAMESHWAR SINGH MALIK)
JUDGE

17.11.2016
Ak Sharma

Whether speaking/reasoned Yes/No
Whether reportable: Yes/No