

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

CWP No.27605 of 2015 (O&M)

Date of Decision: 12.01.2016

Partap Singh & Ors.

... Petitioners

VS.

State of Haryana & Ors.

... Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE P.B. BAJANTHRI**

- 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. Vikram Singh, Advocate for the petitioners

Ms. Kirti Singh, DAG Haryana

Mr. Narender Hooda, Senior Advocate with
Mr. Sudhir Hooda, Advocate for respondent No.2

SURYA KANT, J. (Oral)

(1) The Sub Divisional Officer (Civil)-cum-Election Officer, Madlauda, District Panipat has filed written statement today reiterating on the basis of a fact-finding report dated 05.10.2015 and 01.01.2016 that the petitioners are actually residing in Madlauda and not in village Ahmedpur Majra.

(2) Learned counsel for the petitioners, however, contends that there is no factual basis for the above-mentioned report as the petitioners possess all the documentary proof in support of their being residents of Ahmedpur Majra.

(3) Since the writ petition raises more than one disputed questions of fact which can only be gone into by the authorities

coupled with the fact that the petitioners need to be provided one fair opportunity to make out a case of their inclusion in the Voter-List of Ahmedpur Majra (instead of Madlauda), the instant writ petition is disposed of with liberty to the petitioners to submit their appeal-cum-representation against the latest report dated 01.01.2016 before the Deputy Commissioner-cum-Election Officer and/or any other higher authority who shall redress the petitioners' grievances preferably before the ensuing Gram Panchayat elections, in accordance with law.

(4) **Dasti** during the course of day.

(Surya Kant)
Judge

12.01.2016
vishal shonkar

(P.B. Bajanthri)
Judge