

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.33 of 2016
Date of Decision:-6.01.2016.

Rubeena

.....Petitioner

Versus

State of Haryana and others

.....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. Mohammad Arshad, Advocate for the petitioner.

SURYA KANT, J. (ORAL)

Notice of motion to respondent Nos.1, 3, 4 and 5 only at this stage.

On our asking, Ms.Kirti Singh, learned Deputy Advocate General, Haryana, accepts notice on their behalf.

Let four copies of the writ petition be supplied to the State counsel during the course of day failing which this order shall be automatically recalled and the writ petition shall stand dismissed for non-prosecution.

The petitioner's grievance is against exclusion of her name from the voter list of Ward No.3 of village Utton, Block Tauru, District Mewat. If there is any merit in the petitioner's version, her name has always figured in the voter lists from the year 2009 or prior thereto including

in the voter list of Haryana Vidhan Sabha Elections, 2014 (P-2). Election Identity Card was also issued to her (P-3). She alleges that in the voter list circulated on 19.12.2015 after notifying the Gram Panchayat elections on 15.12.2015, she found her name deleted in that List. She ran from pillar to post and then represented the State Election Commission on 4.1.2016. As corrective steps are not being taken, the instant writ petition has been filed.

Ordinarily, we would have declined to interfere on the plea that the election process has commenced but here is a woman, who is aspirant to become Sarpanch of a comparatively backward village. She is amongst rarely 8th pass women folk of Mewat area. If the averments made by her are even partially correct, yet she is entitled to fair and equal treatment. The interference is, thus, warranted. We direct the Deputy Commissioner-cum-District Election Officer to intervene forthwith and ascertain whether or not the petitioner was earlier a *bona fide* voter of Ward No.3 of village Utton and if so, how and why her name has been deleted behind her back in the latest/revised/final voter list said to have been circulated in December, 2015? Let the needful be done within one day.

Disposed of. Copy of this order be given today itself.

(SURYA KANT)
JUDGE

(P.B. BAJANTHRI)
JUDGE

January 06, 2015.

sandeep sethi