

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

**CWP No.730 of 2016 (O&M)
Date of Decision: 14.01.2016**

Rakesh Kumar

... Petitioner

VS.

State of Haryana & Ors.

... Respondents

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

Present: Mr. Surinder Sharma, Advocate and
Mr. VK Gupta, Advocate for the petitioner

SURYA KANT, J. (Oral)

(1) The petitioner filed his nomination for election to the post of Member of Panchayat Block Samiti from Ward No.17 Bhattu Kahan. His nomination has been rejected on the ground that he submitted his educational certificate attested by Notary and not attested by a Gazetted Officer. The aggrieved petitioner contends that there is no requirement under the Statute or the Rules that the documents should be attested by the Gazetted Officer.

(2) The elections are scheduled to be held on 17.01.2016.

(3) It is too late at this stage to call upon the respondents to adjudicate the issue raised by the petitioner moreso when he has got the efficacious alternative remedy to file the election petition.

(4) The instant writ petition is disposed of with liberty to petitioner to institute the election petition, if so advised, however,

keeping in view all the attending circumstances, the Election Tribunal is directed to ensure that the election petition, if so filed, is decided within six months.

(5) Disposed of.

(Surya Kant)
Judge

14.01.2016
vishal shonkar

(P.B. Bajanthri)
Judge