

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

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CR No.6177 of 2014 (O & M)
Date of Decision:14.11.2017

Paramjit Kaur

...Petitioner

Versus

Satwinder Kaur and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. S.S. Salar, Advocate
for the petitioner.

Mr. Swaran Singh Tiwana, Advocate
for the respondents.

ANIL KSHETARPAL, J.(Oral)

Petitioner has filed this revision petition against the order dated 09.09.2014 directing re-count of the votes. The order passed by the Election Tribunal reads as under:-

“File presented. Case was called. Counsel for both the parties appeared. Argument advanced by the counsels was heard. After hearing, keeping in view the interest of justice, an order is passed to recount the votes in this case. For recounting, the Sub Divisional Magistrate Fatehgarh Sahib, concerned the Returning Officer, the Presiding Officer be directed to bring the ballot papers in safe custody at district headquarters at Fatehgarh Sahib on the given time and place and then took back the same. Senior Supdt of Police Fatehgarh Sahib be also written to provide required security.”

that the order is wholly non-speaking and the re-count of the votes cannot be ordered in routine.

On the other hand, learned counsel for the respondents has tried to defend the order passed by the Tribunal.

Taking into consideration that the order is bereft of any reasoning, therefore, the order under challenge is set aside. Election Tribunal would pass a fresh order after giving opportunity of hearing to both the parties.

Parties through their counsel are directed to appear before the Tribunal on 18.12.2017.

14.11.2017
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(ANIL KSHETARPAL)
JUDGE

Whether Speaking/Reasoned: Yes
Whether Reportable : No